Mayor Pro Tem Brenda Esqueda
Councilmember Maribel De La Torre
Councilmember Sylvia Ballin
Councilmember Antonio Lopez

City Administrator
Al Hernández

SAN FERNANDO CITY COUNCIL

AGENDA

TUESDAY, FEBRUARY 21, 2012 - 6:00 PM

COUNCIL CHAMBERS 117 Macneil Street San Fernando, CA 91340

CALL TO ORDER/ROLL CALL

PLEDGE OF ALLEGIANCE

Mayor Mario F. Hernández

PRESENTATION

a) RECOGNITION OF RATTLERS SWIM TEAM OLYMPIC QUALIFIERS

APPROVAL OF AGENDA

PUBLIC STATEMENTS - WRITTEN/ORAL

There will be a three (3) minute limitation per each member of the audience who wishes to make comments in order to provide a full opportunity to every person who desires to address the City Council.

CONSENT CALENDAR

Items on the Consent Calendar are considered routine and may be disposed of by a single motion to adopt staff recommendation. If the City Council wishes to discuss any item, it should first be removed from the Consent Calendar.

SAN FERNANDO CITY COUNCIL AGENDA – TUESDAY, FEBRUARY 21, 2012 PAGE 2

- 1) APPROVAL OF MINUTES OF:
 - a) JANUARY 17, 2012 REGULAR MEETING
 - b) FEBRUARY 6, 2012 REGULAR MEETING
- 2) APPROVAL OF WARRANT REGISTER NO 12-022
- 3) APPROVAL OF USED CAR DEALERSHIP PERMIT: IDRIVEX AUTO LLC (610 ILEX STREET)

Recommend that the City Council approve iDriveX Auto LLC for a Business License Permit to conduct business as a used car dealership at 610 Ilex Street.

NEW BUSINESS

4) RESOLUTIONS AUTHORIZING ACQUISITION OF SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FROM THE CITIES OF AVALON AND EL SEGUNDO

Recommend that the City Council:

- a. Adopt a Resolution authorizing the appropriation of \$79,279.75 from the General Fund to acquire an additional \$112,375 in unexpended CDBG funds at a discounted rate from the City of Avalon (\$50,650) and the City of El Segundo (\$61,725); and,
- b. Adopt Resolutions authorizing the City Administrator to execute agreements for the City of San Fernando to acquire supplemental CDBG funding allocations from the City of Avalon and the City of El Segundo, respectively at discount rates, using resources from the General Fund.
- 5) SOLID WASTE CONSULTING SERVICES

Recommend that the City Council:

- a. Direct staff to prepare a Request For Proposals (RFP) for consulting services to assist staff in the procurement of solid waste and recyclables collection services;
- b. Direct staff to work with the City Attorney to develop an agreement to extend the current contract with Crown Disposal to provide solid waste and recyclables collection services for a period not greater than four months beyond the current agreement termination date of October 30, 2012; and
- c. Authorize the City Administrator to execute the agreement.

SAN FERNANDO CITY COUNCIL AGENDA – TUESDAY, FEBRUARY 21, 2012 Page 3

6) LAS PALMAS PARK OUTDOOR FITNESS AREA

Recommend that the City Council:

- a. Authorize the City Administrator to execute the Right of Entry Permit, License and Agreement between the City and Trust of Public Land (TPL) for purchase of exercise equipment; and
- b. Adopt a Resolution approving an allocation of Quimby Funds for construction of the Las Palmas Park Outdoor Fitness Area in an amount not to exceed \$6,838.

CITY COUNCIL ITEMS

7) TERMINATION OF CITY ADMINISTRATOR'S EMPLOYMENT AGREEMENT

This item is placed on the agenda by Councilmember Sylvia Ballin.

8) DIRECT STAFF TO COORDINATE INVESTIGATION WITH METROPOLITAN WATER DISTRICT (MWD) REGARDING POTENTIAL MISUSE OF PUBLIC/UTILITY FUNDS REGARDING RECENT MWD WATER INSPECTION TOUR BY COUNCILMEMBER SYLVIA BALLIN

This item is placed on the agenda by Mayor Mario F. Hernández.

STANDING COMMITTEE UPDATES

- No. 1 Budget, Personnel and Finance (BPF) Chair Mario F. Hernández
- No. 2 Housing, Community & Economic Development and Parking (HCEP)

 Chair Maribel De La Torre
- No. 3 Natural Resources, Infrastructure, Water, Energy and Waste Management (NRIW)

 Chair Sylvia Ballin
- No. 4 Public Safety, Veteran Affairs, Technology and Transportation (PVTT) Chair Antonio Lopez
- No. 5 Education, Parks, Arts, Health and Aging (EPAH)

 Chair Brenda Esqueda



SAN FERNANDO CITY COUNCIL AGENDA – TUESDAY, FEBRUARY 21, 2012 PAGE 4

GENERAL COUNCIL COMMENTS

STAFF COMMUNICATION

CLOSED SESSION

A) PUBLIC EMPLOYEE PERFORMANCE EVALUATION G.C. 54957

Title: City Administrator

B) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE G.C. 54957

(Two Positions)

C) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION G.C. 54956.9(a)

Name of Case: Armando Patino v. City of San Fernando

WCAB Case No.: VNO 0534961 Claim No.: 20060004SFE

<u>ADJOURNMENT</u>

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting.

Elena G. Chávez, City Clerk

Signed and Posted: February 17, 2012 (2:00 p.m.)



Agendas and complete Agenda Packets (including staff reports and exhibits related to each item) are posted on the City's Internet Web site (www.sfcity.org). These are also available for public reviewing prior to a meeting in the City Clerk's Office.

Any public writings distributed by the City Council to at least a majority of the Councilmembers regarding any item on this regular meeting agenda will also be made available at the City Clerk's Office at City Hall located at 117 Macneil Street, San Fernando, CA, 91340 during normal business hours. In addition, the City may also post such documents on the City's Web Site at www.sfcity.org.

San Fernando City Council



SAN FERNANDO CITY COUNCIL MINUTES

JANUARY 17, 2012 – 6:00 P.M. REGULAR MEETING

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

CALL TO ORDER/ROLL CALL

Mayor Mario F. Hernández called the meeting to order at 6:20 p.m.

Present:

Council: Mayor Mario F. Hernández, Mayor Pro Tem Brenda Esqueda,

Councilmembers Sylvia Ballin, Maribel De La Torre, and Antonio Lopez

Staff: City Administrator Al Hernández, City Attorney Michael Estrada, and

City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Mayor Hernández

APPROVAL OF AGENDA

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

PUBLIC STATEMENTS – WRITTEN/ORAL

Mike Majers (resident and business owner) said that businesses refused to donate toward the City's Centennial because of what's going on, there is a high vacancy rate in the City, the Redevelopment Agency is losing money, and the pool is a joke. He said City Council should take notice and do the right thing.

Dee Akemon (resident) said that the City Council majority was asked to step down, she is embarrassed by questions asked wherever she goes, at one time or another has voted for each Councilmember, and would like to see them voluntarily step down and not spend money on a recall election.

Jesse Avila (resident) in response to his question regarding the proposed water and sewer rate increases; he was referred to the City Clerk and the Public Works Director.

Linda Jauron (resident) reported that a list of demands had been presented to City Council and a recall committee has been formed. She said there has been a lack of focus by certain Councilmembers (decisions have been questionable) and urged the City Council majority to save the City from further embarrassment and resign.

Jose Diaz stated that he had been falsely arrested by Officer Marshall Mack and that he (Officer Mack) is yet to be disciplined. He said that information he and his supporters mailed to San Fernando Police officers was stolen and he's requesting a third-party independent investigation regarding the matter (he provided Mayor Hernández a packet of information).

Carolina Perez (resident) said it has been shameful that San Fernando is everywhere in the media, she has volunteered for San Fernando schools and parks, and if there is a recall, she will be working even harder.

Patty Lopez (resident) said that Councilmember De La Torre has brought shame to the City and it was time for her to go while she still has some dignity.

Julian Ruelas (resident) said that his coworkers think San Fernando is a joke and no one in the real estate world will look at our City. He said that people need to change and do the right thing so that the City can move forward.

Samuel Beltran said that he visited his nephew in Seattle, Washington, who asked him if it was true what is going on in San Fernando. He asked that certain Councilmembers to do the right thing and step down with pride and dignity.

Antonio Adame (resident) talked about a recent incident regarding problems with neighbors in which Mayor Pro Tem Esqueda and Police Sgt. Alvaro Castellon assisted his family. He said that people need to wake up (the recall is a joke), not worry about gossip; instead worry about the corruption at the Police Department.

Florita Hernández said that San Fernando Police officers arrested and beat up her son (he was unarmed and not on drugs).

Ray Esparza, Santa Rosa Baseball League, said it is difficult to run a league without a snack bar, and would like more information regarding options (said that he is aware this item is on the agenda for discussion).

CONSENT CALENDAR

Councilmember De La Torre removed Item No. 3, and Councilmember Ballin removed Item No. 1 (November 21, 2011 minutes) for further discussion.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to approve the remaining Consent Calendar Items:

- 2) APPROVAL OF WARRANT REGISTER NO'S 11-122, 12-011, AND 12-012
- 4) RESOLUTION PURSUANT TO ASSEMBLY BILL 936 CONCERNING FORGIVENESS OF LOANS, ADVANCES, OR OTHER INDEBTEDNESS

By consensus, the motion carried.

Items Removed for Further Discussion:

- 1) APPROVAL OF MINUTES OF:
 - a) NOVEMBER 21, 2011 REGULAR MEETING
 - b) DECEMBER 5, 2011 REGULAR MEETING
 - c) DECEMBER 19. 2011 SPECIAL MEETING

Councilmember Ballin asked for an update regarding a comment in the November 21, 2011 minutes by Mayor Hernández. Police Lt. Eley said that he did not receive the information from Mayor Hernández (regarding a complaint about parking citations) but he did remind his rank and file of the "do's and don'ts".

In response to Councilmember Ballin's question, Mayor Hernández said he would provide her the information regarding the person that made the complaint.

Motion by Councilmember Ballin, seconded by Mayor Pro Tem Esqueda, to approve Consent Calendar Item No. 1. By consensus, the motion carried.

3) RESOLUTION ADOPTING PROCEDURES IN CONNECTION WITH PROPOSED INCREASES TO UTILITY SERVICE CHARGES

Councilmember De La Torre provided contact information for the City Clerk's office and Public Works Director Ron Ruiz briefly explained the procedure regarding the proposed increases.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to adopt a Resolution adopting procedures in connection with proposed increases to utility service charges. By consensus, the motion carried.

NEW BUSINESS

5) J. P. MORGAN CHASE BANK, N. A. BANKING LOAN PROPOSAL TO REFINANCE THE NITRATE REMOVAL SYSTEM LOAN

City Administrator Hernández presented the staff report and responded to questions from Councilmembers.

Motion by Councilmember De la Torre, seconded by Councilmember Ballin, to:

- a) Authorize the City Administrator and City Attorney to negotiate with J. P. Morgan Chase Bank, N. A. (Chase) to determine the terms of a financing arrangement to refinance the Envirogen Technologies, Inc. lease for the Nitrate Removal System; and
- b) Direct the City Administrator to schedule final approval of the financing arrangement with Chase for a future City Council meeting.

By consensus, the motion carried.

6) MID YEAR PROGRESS REPORT ON CITY PRIORITIES

City Administrator Hernández presented the staff report.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to receive and file the Mid Year Progress Report on the Fiscal Year (FY) 2011-12 Priorities. By consensus, the motion carried.

CONTINUED BUSINESS

7) UPDATE ON AB X1 26 AND AB X1 27 AND CALIFORNIA SUPREME COURT OPINION

City Administrator Hernández presented the staff report.

Motion by Councilmember De La Torre, seconded by Councilmember Lopez, to receive and file the update on AB X1 26 and AB X1 27. By consensus, the motion carried.

8) CONCESSION STANDS UPDATE

Recreation and Community Services Operations Manager Ismael Aguila presented the staff report and responded to questions from Councilmembers.

Discussion ensued regarding the leagues' budgets, revenues vs. costs, retrofitting the snack bars (bring them up to code) and making certain that health code requirements are met. It was suggested that staff continue to work with the leagues and, whenever necessary, place this item back on the agenda.

Motion by Councilmember De La Torre, seconded by Councilmember Lopez, to receive and file the update. By consensus the motion carried.

CITY COUNCIL ITEMS

8) DISSOLVE STANDING COMMITTEES

Discussion ensued regarding ad hoc committees versus standing committees.

Motion by Mayor Hernández, seconded by Councilmember Lopez, to table this until the next meeting (staff to provide the pros and cons). By consensus, the motion carried.

STANDING COMMITTEE UPDATES

No. 1 Budget, Personnel and Finance (BPF)

Mayor Hernández – no updates.

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

Councilmember De La Torre – City Planner Fred Ramirez gave updates regarding the Lopez-Villegas house, Sustainable Communities Initiative and Planning Grant process, and the smoking ban ordinance.

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

Councilmember Ballin – Public Works Director Ruiz gave an update regarding the refuse procurement process (approximately four months behind). Councilmember De La Torre suggested the need to proceed with a consultant (by consensus, this item would be agendized for the next meeting).

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

Councilmember Lopez – Public Works Director Ruiz said the committee talked about replacing bus shelters (grant funds only cover specific bus shelters that relate to the trolleys) and structured

fees for advertising in the trolleys. PVTT members requested to change their meeting date to the third Thursday of the month.

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

Mayor Pro Tem Esqueda – reported there will be an upcoming meeting will be to discuss Skate Plaza and Snack Bars.

GENERAL COUNCIL COMMENTS

Councilmember Lopez: 1) thanked residents; 2) said we have a great community that has lots to offer; 2) said he, too, has suffered in his profession due to things happening in the City; and 3) said it's time to set aside personal issues, be respectful of each other, and move forward.

Councilmember Ballin read a prepared statement expressing various concerns including Mayor Hernández' comments and actions during the meeting of November 21, 2011. She said that if the City Council does not publicly take a position, they are complicit. She believes that the City Council must take proactive steps to begin the process of healing and restoring the public's confidence in its leadership.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to censure Mayor Hernández for his conduct during the meeting of November 21, 2011.

In response to Councilmember Ballin's question, City Atty. Estrada agreed that the Mayor Pro Tem should run this portion of the meeting (since this motion pertains to the Mayor).

City Atty. Estrada requested a recess to look into whether this special motion was in order.

Councilmember Ballin continued to read her statement.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to relieve Mayor Hernandez from his duties as presiding officer of the City Council.

Motion by Councilmember Ballin to nominate Councilmember Lopez to serve as Mayor of San Fernando. The motion was not seconded.

City Atty. Estrada reported that the last two motions must be agendized (the safest answer would be to agendize all three of the motions at the next City Council meeting). Again, he requested a brief recess to look into Roberts Rules of Order.

Motion by Councilmember De La Torre to agendize all three items on the next meeting agenda (no recess). The motion was not seconded.

<u>RECESS (8:07 P.M.)</u>

<u>RECONVENE (8:16 P.M.)</u>

City Atty. Estrada reported that his colleagues advised him that the person being censured is entitled to due process. Therefore, he concluded that the matter can not be considered tonight; it would need to be noticed at a subsequent City Council meeting.

Councilmember Ballin requested that her three motions be agendized for the next meeting.

Mayor Pro Tem Esqueda turned the meeting over to Mayor Hernández.

Mayor Pro Tem Esqueda (addressing the community and residents) said we have had stormy days but the rain can't last forever and she wants to move this community forward instead of divided.

Mayor Hernández said that Councilmember Ballin is making false accusations and broad assumptions and wants to set the record straight. He has done a great job as Mayor and wants to make a motion to censure Councilmember Ballin's comments (to be agendized for the next agenda).

STAFF COMMUNICATIONS

None.

RECESS TO CLOSED SESSION (8:23 P.M.)

By consensus, Councilmembers recessed to the following Closed Session, thereafter to adjourn.

Mayor Pro Tem Esqueda and Councilmember Ballin did not attend the Closed Session.

A) PUBLIC EMPLOYEE PERFORMANCE EVALUATION G.C. 54957

Title: City Administrator

No reportable action.
I do hereby certify that the foregoing is a true and

correct copy of the minutes of January 17, 2012 meeting

as approved by the San Fernando City Council.

Elena G. Chávez

City Clerk

SAN FERNANDO CITY COUNCIL MINUTES

FEBRUARY 6, 2012 – 6:00 P.M. REGULAR MEETING

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

CALL TO ORDER/ROLL CALL

Mayor Mario F. Hernández called the meeting to order at 6:10 p.m.

Present:

Council: Mayor Mario F. Hernández, Mayor Pro Tem Brenda Esqueda,

Councilmembers Sylvia Ballin, Maribel De La Torre, and Antonio Lopez

Staff: City Administrator Al Hernández, City Attorney Michael Estrada, and

City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Mayor Hernández

PRESENTATIONS

a) ECE FIRST 5 LA HIGH SCHOOL RECRUITMENT PROGRAM - Cancelled

The following presentation was made:

b) AIR QUALITY UPDATES WITH EMPHASIS ON AIR QUALITY MANAGEMENT DISTRICT (AQMD) FUNDING PROGRAMS – MICHAEL CACCIOTTI, AQMD BOARD MEMBER

APPROVAL OF AGENDA

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

PUBLIC STATEMENTS – WRITTEN/ORAL

Francine Jorgenson (resident) said she was protesting the water and sewer rate increases, asked that City Council do the "right thing" regarding Police Chief Tony Ruelas, said it seems fitting that Mayor Hernández step down, and she thanked Councilmember Ballin for adding Item No.s 12 and 13 to the agenda.

Renato Lira (resident) said it was time for Councilmember De La Torre (and Mayor Hernández) to resign and not have taxpayers pay for a recall.

John Lawler, Principal at Cesar Chávez Learning Academies (Valley Regional High School No. 5), talked about Item No. 7 regarding Facility Use and Transportation Agreement and asked for City Council support.

Mike Majers (resident and business owner) said he read the recall response statements, he is sure that each Councilmember has had tickets taken care of, said that bringing back Police Chief Tony Ruelas to remove Police Lt. Jeff Eley was ridiculous, and he's appalled by what's going on.

Dee Akemon (resident) read responses to recall petitions and said that she is not part of any special interest group. She is a resident and homeowner and is embarrassed by what's going on. She does not wish (Councilmembers) any ill, she said to just be dignified and step down.

Yvonne Gomez (resident) said she lives across from San Fernando Elementary School and is concerned about the children's safety (parents are being careless when dropping them off).

Ron Hernández (resident and business owner) said he was not here to judge, but was here on behalf Jeff Eley (he loves this City and job and goes above and beyond to protect residents) and asked City Council to reconsider his situation.

Jesse Avila (resident) said they attempted to serve recall papers and Councilmembers sent their children to pick up their automobiles, City Council brought back a disgraced Police Chief to do a deed and open up the City to more liability, they are not following Roberts Rules of Order, and have put residents in a position where they will be paying for a long time.

Linda Jauron (resident) said that she is disappointed in the City Council majority, this is not a game or a joke, the recall petition paperwork will be filed tomorrow morning, and the whole City will be placed under a great deal of scrutiny. She asked them to do what is right and resign.

Irwin Rosenberg (San Fernando Police Officers' Association (SFPOA) President) said that Councilmembers (in their responses to the recall) chose to attack members of the Police Department instead of taking responsibility for behavior, lack of leadership and the hostile environment they've created. He said that when he met with Mayor Pro Tem Esqueda in November, they asked her to provide information related to police corruption and misconduct

and she provided none. He said that it was the Police Department and the POA that had to go to the Sheriff's Department and the District Attorney's office to demand an investigation.

Louie Lopez (resident) talked about pool costs, said the police sex scandal should have been handled, is against water rate increases, and applauded Councilmember Ballin to have the wisdom and fortitude to ask the Mayor to step down.

Patty Lopez (resident) said she can't believe that (certain) Councilmembers are still here, she doesn't have anything against them (just wants them to do what's right), distributed information regarding ethics training, and said that if they continue, the fight will be long and costly.

Roberta Jansen (resident) said that Mayor Hernández is no different than any other man or woman in this building and asked who invited the news media to begin with? She said that lots of people (Councilmembers) throughout the years have been accused of being partial, and we need to get on with business.

Norma Virgen said she was here because she has police fears, has many stories, and next time will bring a lot of people to the meeting.

Christine Provencio (resident) said that residents are concerned about what's going on in their neighborhoods (people have been robbed) and wants to see what we can do to get neighborhood watch groups going.

Maria Mireles (resident) said they were in the process of collecting signatures to protest water rate increases and asked for more time to gather them.

Female speaker (did not state name) said that her son died in Pacoima, meetings should be conducted in a way to focus on the good of what's happening in the City, time is wasting, and we need to look after the future of the kids.

Carolina Perez said they don't care about City Council's personal lives but it does interfere with the City, and she said that Councilmembers should be familiar with the Brown Act and Roberts Rules of Order.

Julian Ruelas (resident) said that this all started with the police and fire contract issues. It is not politically motivated, it's about citizens being tired of having to watch over City Council's every move. He said it's not right that we have to spend money on a recall that doesn't have to happen if they (Councilmembers) would just to what's right.

Iris Ruelas-Villegas (resident) said she would like Hernández, De La Torre, and Esqueda to resign and save the City time and money. She was very upset that Police Lt. Jeff Eley was placed on administrative leave, and said she appreciated that Police Department members attended her mother's funeral services. She also spoke against the proposed water and sewer rates.

Paul Luna (resident) said that Councilmembers have shamed themselves, their families, and children, and the only way to repay their families is to step down.

Charlotte Lukezich (resident) spoke against the proposed water and sewer rate increases, San Fernando is a beautiful City and it's a shame that all of this is happening.

Samuel Beltran (resident) said he's backing up Acting Police Chief Robert Parks 100% and (directing his comments to Councilmember De La Torre) stated she doesn't have any shame or respect for the people here.

Gustavo Franco (resident) would like to keep the Police Department as it is and said all three (Hernández, De La Torre, and Esqueda) need to go.

Alvaro Castellon (San Fernando Police Sergeant) said that Councilmembers Ballin and Lopez are hypocrites because they both had major roles in bringing back Police Chief Ruelas, and said that he is every family's personal watch dog (not just Mayor Pro Tem Esqueda's).

Benita Rivera (resident) said, speaking on behalf of the seniors, it not right that water rates keep going up and it's not right that they are paying for City Council's disgraces.

Female speaker (did not state name) said it was shameful that certain Councilmembers do not show respect for the speakers, are cutting them off, and she said that residents will continue fighting to get the three (Councilmembers) out.

Diana Lopez said that she is enraged, people have voted for Councilmembers to be up here, and the leaders have abused and betrayed the trust of their followers.

Gilbert Gomez talked about the swimming pool, said that the City Council does not visit the seniors (only when they need a vote), and said if he were them (Council) he would resign, and he believes that Robert Parks should be the Police Chief.

Ernie Hernández (business owner) said it's embarrassing that people are throwing stones at each other, let the Police Department handle their own business, and he said that he is here to show support for Police Lt. Jeff Eley.

Felipa Gribaldo (resident) said that when Hernández and De La Torre were campaigning, they asked for her support. She has become disillusioned (San Fernando is worse) and she talked about the water rate increases (water, food and rent – everything's going up).

Gil Madrid (resident) said that everyone asks him what's going on in the City and it's embarrassing. He said that water rates are unfair and he asked if the increases will improve the infrastructure and the quality of the water? He wished the City Council better luck in conducting themselves because the world is watching.

David Hernández (Valley Village) said he has a heavy heart regarding what's going on, this community is worth saving, he is pledging his support, and announced he is running for Congress for the brand new district.

CONSENT CALENDAR

Councilmember Ballin removed Item No. 1 for further discussion.

Motion by Councilmember De La Torre, seconded by Councilmember Lopez, to approve remaining Consent Calendar Items:

- 2) APPROVAL OF WARRANT REGISTER NO 12-021
- 3) FINANCIAL STATEMENTS NOVEMBER AND DECEMBER 2011
- 4) ANNUAL INVESTMENT POLICY
- 5) RESOLUTION AUTHORIZING CITY TREASURER AND DEPUTY CITY TREASURER TO INVEST SURPLUS FUNDS

Items Removed for Further Discussion:

1) APPROVAL OF MINUTES OF JANUARY 17, 2012 – REGULAR MEETING

Councilmember Ballin requested a correction to the minutes regarding noted motions pertaining to relieving Mayor Hernández from his duties as presiding officer of the City Council, and nominating Councilmember Lopez to serve as Mayor.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to table the minutes until the City Clerk reviews the audio. By consensus, the motion carried.

NEW BUSINESS

6) APPROVAL OF NEW TROLLEY ROUTE

Public Works Director Ron Ruiz presented the staff report and responded to questions from Councilmembers.

Motion by Councilmember De La Torre, seconded by Councilmember Lopez, to approve the new Trolley Route. By consensus, the motion carried.

7) APPROVAL OF FACILITY USE AND TRANSPORTATION AGREEMENT, INCLUDING FEE DEFERRAL, WITH VALLEY REGIONAL HIGH SCHOOL NO. 5

Recreation and Community Services Operations Manager Ismael Aguila presented the staff report. He and City Atty. Estrada responded to questions from Councilmembers.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to approve a Facility Use and Transportation Agreement (the revised version distributed at the meeting which includes changes regarding insurance and termination cause) which would:

- a. Authorize the swim team from Valley Regional High School No. 5 to use the San Fernando Regional Pool Facility for swim practices;
- b. Provide for the City to authorize First Transit to make available a trolley to transport the swim team from Valley Regional High School No. 5 to the San Fernando Regional Pool Facility; and
- c. Defer payment of the fees for use of the San Fernando Regional Pool Facility and allow them to be credited to the City and applied to charges that will be incurred by the City in a pending reciprocal-use agreement.

The motion carried with the following vote:

AYES: Hernández, Esqueda, Ballin, De La Torre, Lopez – 5

NOES: None ABSENT: None

8) CALIFORNIA SUSTAINABLE COMMUNITIES PLANNING GRANT APPLICATION

City Planner Fred Ramirez presented the staff report and responded to questions from Councilmembers.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to adopt a Resolution supporting the City's application to the State of California Strategic Growth Council's Sustainable Communities Planning Grant and Incentive Program for a grant to complete a comprehensive General Plan and Zoning Code update. By consensus, the motion carried.

CONTINUED BUSINESS

9) DISSOLVING STANDING COMMITTEES – PROS/CONS

City Administrator Hernández presented the staff report.

Discussion ensued and staff responded to questions from Councilmembers.

Motion by Councilmember De La Torre, seconded by Mayor Pro Tem Esqueda, to dissolve the Standing Committees. The motion failed with the following vote:

AYES: De La Torre, Esqueda – 2 NOES: Hernández, Ballin, Lopez – 3

ABSENT: None

Motion by Councilmember Lopez to approve the following:

- a. Staff Liaison to post special meeting agendas 48 hours in advance; and
- b. Remove the current staff liaison (PVTT Standing Committee) and appoint Public Works Director Ron Ruiz as the liaison.

Councilmember De La Torre requested an amendment to continue conducting Standing Committee meetings as currently scheduled.

Councilmember Lopez accepted the amendment. The motion (and amendment) was seconded by Councilmember Ballin and carried with the following vote:

AYES: Lopez, Ballin, De La Torre, Hernández – 4

NOES: Esqueda -1

ABSENT: None

PUBLIC HEARING

10) PUBLIC HEARING TO INCREASE WATER RATE

Mayor Hernández announced that this was the time and place for the Public Hearing.

City Clerk Chávez reported that the notice of the hearing was given as required by law.

Public Works Director Ruiz gave the staff report.

Mayor Hernández called for public testimony for interested persons to testify for, or against, the proposed water rate increase.

The following individuals spoke against the proposed water rate increase:

Kenny Majers Francine Jorgenson Martin Cisneros Paul Luna Charlotte Lukezich Julian Ruelas Female speaker (did not state name) Patty Lopez Tom Ross (business owner) Trini Godoy Jesse Avila Gil Madrid Eusenia Flores Al Covarrubias Scott (did not state last name) Irma Del Rio Mike Majers Kevin Beaulieu

Danitza Pantoja Richard Arroyo

The following individual was neither in favor nor against:

Mike Yumani (business owner) inquired about water rates for businesses and said the City needs to use its selling points to keep (and bring in) businesses.

During the (above) public testimony, Mayor Pro Tem Esqueda left the meeting.

There being no further comments, Mayor Hernández closed the public comment portion of the hearing.

Staff responded to various questions/concerns from residents and Councilmembers.

The City Clerk announced that the City had not received a majority of protests.

Discussion ensued regarding extending the hearing date and scheduling a town hall meeting,

Motion by Councilmember Lopez to continue the Public Hearing to the second meeting in March. In the interim (prior to March 19th), staff to conduct a town hall meeting and send out a new notice informing residents of the new public hearing date, the town hall meeting, and include a sample protest ballot in the mailer.

Mayor Hernández re-opened the Public Hearing and announced it was continued to the second meeting in March (i.e., March 19, 2012).

Councilmember De La Torre requested an amendment to approve \$8,000 for the cost of putting together the mailer (i.e., notice regarding new public hearing date, ballot, and town hall meeting announcement).

Councilmember Lopez accepted the amendment. The motion (and amendment) was seconded by Councilmember Ballin. By consensus, the motion carried.

11) PUBLIC HEARING TO INCREASE SEWER RATE

Motion by Mayor Hernandez, seconded by Councilmember De La Torre, to continue the item to coincide with the continuance of the proposed water rate increase. By consensus, the motion carried.

CITY COUNCIL ITEMS

12) MOTION TO CENSURE MAYOR HERNÁNDEZ FOR CONDUCT DURING THE MEETING OF NOVEMBER 21, 2011

In response to Councilmember Ballin's question, City Atty. Estrada suggested that (in the absence of the Mayor Pro Tem) the Councilmember with most seniority (Councilmember De La Torre) take over this portion of the meeting.

Councilmember Ballin read from her statement of January 17, 2012, in which she expresses various concerns including Mayor Hernández' comments and actions during the meeting of November 21, 2011. She said that if the City Council does not publicly take a position, they are complicit. She believes that the City Council must take proactive steps to begin the process of healing and restoring the public's confidence in its leadership.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to censure Mayor Hernández for his conduct during the meeting of November 21, 2011.

Mayor Hernández responded to Councilmember Ballin's comments by stating that:

➤ He separated from estranged wife in June 2011 (a press release was issued at that time) and he felt it was important to make this new relationship public because *The Sun* was trying to make it an issue;

- ➤ Councilmember Ballin's attempt to censure him is purely personal and her judgment is tainted as a result of infidelities that exist between her and her husband; and
- ➤ He talked about the process regarding censuring an elected official and if Councilmember Ballin proceeds, she will be moving to violate his civil rights.

In response to Councilmember Ballin's question whether the motion to censure Mayor Hernández violates his civil rights; City Atty. Estrada stated that he does not believe that it does.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to censure Mayor Hernández for his conduct at the meeting of November 21, 2011. The motion failed with the following vote:

AYES: Ballin, Lopez – 2

NOES: Hernández, De La Torre – 2

ABSENT: Esqueda -1

13) REMOVE COUNCILMEMBER HERNÁNDEZ AS MAYOR AND ELECT COUNCILMEMBER LOPEZ AS MAYOR

Councilmember Ballin read her top five reasons why Mayor Hernández should be removed: 1) in September 2011, he made a motion to bring back Police Lt. Tony Ruelas and promote him to Police Chief (even though the City was in litigation as a result of Ruelas' actions; 2) on November 21, 2011, he publicly disrespected a business owner in the Council Chambers (our business community should trust they are welcome to the meetings without the threat of being publicly disrespected by the Mayor or Councilmembers); 3) Mayor Hernandez was a proponent to bringing into the City a private fire/life safety company (which did not have a proven track record); 4) he did not fulfill his responsibility to complete negotiations with the POA (instead he delegated this responsibility to Councilmember De La Torre); and 5) he brought negative national attention to our City which continues to impact the residents, business owners, City employees, stake holders and prospective business owners.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to relieve Mayor Hernández from his duties as presiding officer of this Council.

In response to Councilmember Ballin's comments, Mayor Hernández said his vote is only one of five (regarding negotiating an independent fire company) and he was the only "No" vote on bringing back and promoting Ruelas.

The motion failed with the following vote:

AYES: Ballin, Lopez -2

NOES: Hernández, De La Torre – 2

ABSENT: Esqueda -1

In response to Councilmember Ballin's question, City Atty. Estrada stated that Mayor Hernández was allowed to vote on this issue.

14) MOTION TO CENSURE COUNCILMEMBER BALLIN

Mayor Hernández said that his motion to censure Councilmember Ballin was based on two issues.

The first, is the continued negative attention by Councilmember Ballin being drawn to his personal life and insinuating that he is no longer able to continue as capacity as Mayor. He said that since this was only personal, and for the benefit of special interest groups, he withdraws his claim.

However, the second issue (of which he will proceed and request an investigation) is that he feels it was inappropriate, and a misuse of public/utility funds, for Councilmember Ballin to host an all expense paid family vacation to Hoover Dam (under the under the guise of a Metropolitan Water District inspection trip). He would like to direct staff to communicate with the Metropolitan Water District to initiate an investigation as to whether public/utility funds were used for this trip. He requested to agendize this for the next meeting.

No action taken on Item No. 14.

15) TERMINATION OF CITY ADMINISTRATOR'S EMPLOYMENT AGREEMENT

Councilmember Ballin said she would like to postpone this item until all five Councilmembers are present.

STANDING COMMITTEE UPDATES

No. 1 Budget, Personnel and Finance (BPF)

Mayor Hernández – no updates.

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

Councilmember De La Torre – no updates.

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

Councilmember Ballin – no updates.

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

Councilmember Lopez – no updates.

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

Mayor Pro Tem Esqueda (absent) – Recreation & Community Services Operations Manger Ismael Aguila reported they discussed concessions stand update, the marketing banner campaign (to help offset impact fees for the little leagues), and they talked about the Skate Plaza.

GENERAL COUNCIL COMMENTS

Councilmember De La Torre: 1) she is very disappointed in some members of community (they don't have their facts straight); 2) regarding statements made by the media (her children have hired an attorney; 3) she doesn't appreciate being disrespected at the podium; 4) the recall effort is about Councilmembers that have said "enough is enough" and 5) she is here to do a job and will continue to work for the residents of this community.

Councilmember Lopez said it's been a long night and he thanked audience members.

Councilmember Ballin stated (in response to Police Sgt. Castellon's comments) that when she first became a Councilmember, Mayor Pro Tem Esqueda invited her to meet with (then) Police Lt. Tony Ruelas at Police Sgt. Castellon's home. She had an open mind, saw this as an opportunity to understand the organization, and believed several Councilmembers who said that he (Ruelas) was what the Police Department wanted. She later realized it was wrong, and she said it was the Mayor who made the motion to bring him (Ruelas) back.

As far as Mayor Hernández' comments about her personal life, Councilmember Ballin said she has nothing to hide and would be happy to share it with anyone outside (not at the dais) if they wanted to hear about it.

Mayor Hernández said that that was Councilmember Ballin's personal version of history. He said that by the time Ruelas' agreement had been negotiated (four Councilmembers had voted to bring him back), he only motioned to execute the agreement that the four (Councilmembers) had already initiated.

Councilmember Ballin said to refer to the minutes of September 19, 2011 that were attached to today's agenda.

STAFF COMMUNICATIONS

None.

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

By consensus, Councilmembers recessed to the following Closed Session, thereafter to adjourn.

A) PUBLIC EMPLOYEE PERFORMANCE EVALUATION G.C. 54957

Title: City Administrator

This item was not discussed.

B) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE G.C. 54957

(Two Positions)

This item was not discussed.

C) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION G.C. 54956.9(a)

Name of Case: Barajas v. City of San Fernando, et al

Case No.: BC 459915

The City Council, by a vote of 3-0 (Esqueda, Ballin were absent), re-approved a proposed settlement of this lawsuit.

I do hereby certify that the foregoing is a true and correct copy of the minutes of February 6, 2012 meeting as approved by the San Fernando City Council.

Elena G. Chávez City Clerk

FINANCE DEPARTMENT

MEMORANDUM

TO: Mayor Mario F Hernández and Councilmembers

FROM: Al Hernández, City Administrator/Deputy Finance Director

DATE: February 21, 2012

SUBJECT: Warrant Register

RECOMMENDATION:

It is recommended that the City Council approve the attached Warrant Register.

BACKGROUND:

For each City Council meeting the Finance Department prepares a Warrant Register for Council approval. The Register includes all recommended payments for the City and the Successor Agency to the San Fernando Redevelopment Agency. The Agency warrants are also reflected on the Agency Consent Calendar to reimburse the City for expenses included on the City's Register. Checks, other than handwritten checks, generally are not released until after the Council approves the Register. The exceptions are for early releases to avoid penalties and interest, excessive delays and in all other circumstances favorable to the City to do so. Handwritten checks are those payments required to be issued between Council meetings such as insurance premiums and tax deposits. Staff reviews requests for expenditures for budgetary approval and then prepares a Warrant Register for Council approval and or ratification. Items such as payroll withholding tax deposits do not require budget approval.

The Deputy Finance Director hereby certifies that all requests for expenditures have been signed by the department head, or designee, receiving the merchandise or services thereby stating that the items or services have been received and that the resulting expenditure is appropriate. The Deputy Finance Director hereby certifies that each warrant has been reviewed for completeness and that sufficient funds are available for payment of the warrant register.

ATTACHMENT:

A. Warrant Register Resolution

RESOLUTION NO. 12-022

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN FERNANDO ALLOWING AND APPROVING FOR PAYMENT DEMANDS PRESENTED ON DEMAND/WARRANT REGISTER NO. 12-022

THE CITY COUNCIL OF THE CITY OF SAN FERNANDO DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

- 1. That the demands (EXHIBIT "A") as presented, having been duly audited, for completeness, are hereby allowed and approved for payment in the amounts as shown to designated payees and charged to the appropriate funds as indicated.
- 2. That the City Clerk shall certify to the adoption of this Resolution and deliver it to the City Treasurer.

PASSED, APPROVED, AND ADOPTED this 21st day of February, 2012.

ATTEST:	Mario F. Hernández, Mayor
Elena G. Chávez, City Clerk	_
STATE OF CALIFORNIA COUNTY OF LOS ANGELES CITY OF SAN FERNANDO)) ss)
I HEREBY CERTIFY that the foregoing Resolution was approved and adopted at a regular meeting of the City Council held on the 21 st day of February, 2012, by the following vote to wit:	
AYES:	
NOES:	
ABSENT:	
Elena G. Chávez, City Clerk	

EXHIBIT "A"

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 Voucher List

 02/16/2012
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 CITY OF SAN FERNANDO

Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
97282	2/21/2012	100070 ADVANCED ELECTRONICS INC.	0112050-IN		COMPUTER MAINT - 2 WAY RADIO, PO	
					01-222-0000-4260	2,190.21
					Total:	2,190.21
97283	2/21/2012	100101 VERIZON WIRELESS-LA	270693253		PLANNING CELL PHONES	
					01-140-0000-4220	5.28
					01-150-0000-4220	36.37
			561407019		CITY YARD CELL PHONE & USB MODE	
					70-384-0000-4220	63.79
					01-390-0410-4220	4.72
					01-320-0000-4220	4.72
					72-360-0000-4220	0.17
			660629692		VARIOUS CELL PHONES	
					01-106-0000-4220	32.73
					70-384-0000-4220	24.10
			870422920		PD CELL PHONES AND MDT MODEMS	
					01-222-0000-4220	1,109.22
					Total :	1,281.10
97284	2/21/2012	100143 ALONSO, SERGIO	JAN 2012		MARIACHI MASTER APPRENTICE PRO	
					10-424-3678-4260	1,325.00
					Total :	1,325.00
97285	2/21/2012	100222 ARROYO BUILDING MATERIALS, INC	83207		SIDEWALK REPAIR - LOPEZ ADOBE	
					13-311-0301-4300	14.82
			84326		CURB REPAIR - 1121 HEWITT	
					15-310-0866-4600	95.73
			84504		CURB REPAIR - 1121 HEWITT	
					15-310-0866-4600	160.98
			84517		CURB REPAIR - 1121 HEWITT	
					15-310-0866-4600	95.73
			84716		SIDEWALK REPAIR - 4TH & ALEXANDE	
					13-311-0301-4300	53.96
			85005		WELL 7A VAULT	
					70-384-0000-4330	160.98
			85046		WELL 7A VAULT	

vchlist Voucher List 2 Page: CITY OF SAN FERNANDO 02/16/2012 9:08:37AM Bank code : bank Voucher Date Vendor Invoice PO # Description/Account Amount 2/21/2012 100222 ARROYO BUILDING MATERIALS, INC 97285 (Continued) 70-384-0000-4330 155.79 WELL 7A VAULT 70-384-0000-4330 85048 -103.10 WELL 7A VAULT 70-384-0000-4330 WELL 7A VAULT 85053 -58.07 85054 WELL 7A VAULT
70-384-0000-4330
WELL 7A VAULT
70-384-0000-4330
WELL 7A VAULT
70-384-0000-4330
WELL 7A VAULT - PALLET
70-384-0000-4330
WELL 7A VAULT
70-384-0000-4330
WELL 7A VAULT
70-384-0000-4330 156.60 85148 13.05 85150 -103.10 85151 -13.00 85230 16.91 WELL 7A VAULT 70-384-0000-4330 85403 4.89 85405 FILL SAND & ROAD BASE 13-311-0301-4300 946.13 85406 WELL 7A VAULT 70-384-0000-4330 1.58 1,599.88 2/21/2012 100311 BARR ELECTRIC CO. INSTALLATION OF 2 NETWORK CONNE 97286 12005 01-420-0000-4260 404.52 12006 INSTALL NEW POWER OUTLET ON WE 01-390-0460-4330 204.33 608.85 97287 2/21/2012 100405 BONANZA CONCRETE, INC. 36738 SIDEWALK & CURB RAMP REPAIR - AL 15-310-0866-4600 764.51 36768 SIDEWALK & CURB RAMP REPAIR - AL 592.69 15-310-0866-4600 1,357.20 IRRIGATION BACKFLOW DEVICE FOR 97288 2/21/2012 100717 CLARKE SALES 2734

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Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amoun
97288	2/21/2012	100717 CLARKE SALES	(Continued)			
					01-390-0410-4300	761.2
					70-383-0301-4300	761.2
					Total :	1,522.5
97289	2/21/2012	100747 COASTLINE EQUIPMENT	64282		SAFETY TRAINING VIDEO	
					70-381-0000-4360	79.3
					Total :	79.3
97290	2/21/2012	100805 COOPER HARDWARE INC.	83014		MAINT	
					13-311-0301-4300	2.1
			83474		PAINT FOR GRAFFITI REMOVAL @ PIC	
					01-390-0410-4300	15.30
			83518		MAT'LS TO REPAIR SHOWER STOOL €	
					01-430-0000-4300	3.8
			83558		WELL 7A VAULT	
					70-384-0000-4330	21.7
			83566		WELL 7A VAULT	
					70-384-0000-4330	5.2
			83593		MAINT	
					13-311-0301-4300	17.3
			83699		MAT'LS FOR TRAFFIC SIGNAL KNOCKI	
					13-371-0301-4300	115.8
					Total :	181.49
97291	2/21/2012	100859 CROWN DISPOSAL	21N00080		HAULING FEES - 01/01-31/12	
					73-350-0000-4260	65,959.60
					Total :	65,959.6
97292	2/21/2012	100922 DELGADO, JOSE J.	JAN 2012		MARIACHI MASTER APPRENTICE PRO	
					10-424-3678-4260	600.0
					Total :	600.0
97293	2/21/2012	100961 WHITE NELSON DIEHL EVANS LLP	122055		1ST INTERIM BILLING - SINGLE AUDIT	
					01-130-0000-4270	3,500.0
					Total :	3,500.0

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Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amoun
97294	2/21/2012	100979 DOCTOR DIESEL	12-217		GENERATOR MAINTENANCE	
					01-320-0000-4260	497.5
					Total:	497.5
97295	2/21/2012	101147 FEDEX	2129400604		FREIGHT CHARGES - PW	
					01-190-0000-4280	59.2
			7-779-77085		POSTAGE	
					01-190-0000-4280	34.0
					Total :	93.2
97296	2/21/2012	101173 FLEET FUELING	28475566		FUEL FOR FLEET	
					01-320-0152-4402	265.8
					01-320-0221-4402	34.5
					01-320-0222-4402	450.8
					01-320-0224-4402	860.42
					01-320-0225-4402	5,479.6
					01-320-0226-4402	2.0
					01-320-0228-4402	597.42
					01-320-0311-4402	973.4
					01-320-0312-4402	24.7
					01-320-0320-4402	285.09
					01-320-0346-4402	181.9
					01-320-0370-4402	789.9
					01-320-0371-4402	359.74
					01-320-0390-4402	1,225.5
					07-313-3630-4402	1,757.8
					07-440-0442-4402	104.0
					29-335-0000-4402	150.3
					27-344-0000-4402	44.6
					70-381-0000-4402	18.0
					70-382-0000-4402	105.3
					70-383-0000-4402	554.4
					72-360-0000-4402	223.1
					73-350-0000-4402	2.0
					70-384-0000-4402	340.4

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vchlist **Voucher List** 5 02/16/2012 9:08:37AM CITY OF SAN FERNANDO Bank code : bank PO # Voucher Date Vendo Invoice Description/Account Amount 97297 2/21/2012 101302 VERIZON 8181811070 POLICE PAGING 01-222-0000-4220 MUSIC CHANNEL 39.69 8181811111 01-190-0000-4220 39.69 8181811126 RADIO REPEATER 01-222-0000-4220 43.60 8181811136 RADIO REPEATER 01-222-0000-4220 43.60 MWD METER 70-384-0000-4220 8181811380 43.60 8181973209 PARKS MAJOR PHONE LINES 01-420-0000-4220 PD MAJOR PHONE LINES 1,297.19 8181973210 01-222-0000-4220 PHONE BILL 2,555.54 8181973211 01-190-0000-4220 PAC 50 TO SHERRIFFS 2,145.25 8181990351 01-222-0000-4220 SEWER FLOW MONITOR 492.73 8183610901 72-360-0000-4220 36.73 CNG STATION 01-320-3661-4220 8183613958 35.60 8183616728 ENGINEERING FAX LINE 01-310-0000-4220 20.37 8183655097 PD NARCOTICS VAULT 01-222-0000-4220 25.81 8188371509 ANIMAL CONTROL & PW PHONE LINE 01-190-0000-4220 44.83 8188381841 ENGINEERING FAX MODEM 01-310-0000-4220 PD ALARM PANEL 21.28 8188384969 01-222-0000-4220 POOL FACILITY PHONE LINES 82.24 8188981027 01-430-0000-4220 124.58 Total: 7,092.33

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DEC 2011 & JAN 2012

97298

2/21/2012 101434 GUZMAN, JESUS ALBERTO

Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amoun
97298	2/21/2012	101434 GUZMAN, JESUS ALBERTO	(Continued)			
					10-424-3678-4260	2,700.00
					Total :	2,700.00
97299	2/21/2012	101528 THE HOME DEPOT CRC, ACCT#60353226	02490 1026353		MAT'LS FOR AUTOMATED TRASH CAN	
					07-313-0301-4300	73.06
			2097321		PAINT SUPPLIES	
					01-420-0000-4300	66.10
			6080286		KNEEPADS FOR MAINT	
					70-384-0000-4310	233.6
			7171353		TRASH BAGS	
				01-346-0301-4300	676.22	
					Total:	1,048.99
97300	2/21/2012	101599 IMAGE 2000 CORPORATION	VN252792		TOSHIBA 720 CONTRACT BASE CHARC	
					01-190-0000-4320	547.56
			VN252793		TOSHIBA 3510 USAGE - 01/03/12-02/02/	
					01-190-0000-4320	599.20
			VN256215		TOSH 450 AND 4511 USAGE	
					01-420-0000-4260	434.19
			VN256217		TOSHIBA 5500C OVERAGE USAGE -	
					10-420-1371-4260	186.67
					Total :	1,767.62
97301	2/21/2012	101649 INTER VALLEY POOL SUPPLY, INC	38571		POOL CHEMICALS	
					01-430-0000-4300	922.74
					Total :	922.74
97302	2/21/2012	101700 JAMES RESTAURANT	38		PRISONER MEALS FOR JAN 2012	
0.002	2/2 1/2012	TOTTOO DAMES RESTAUTORY	00		01-225-0000-4350	1.705.00
					Total :	1,705.00
						1,7 00.01
97303	2/21/2012	101761 KEYS CONFERENCE	TRAVEL		MANDITORY STC COURSE - ANATOMY	
					01-225-3688-4360	375.00
					Total :	375.00
97304	2/21/2012	101761 KEYS CONFERENCE	TRAVEL		MANDITORY STC COURSE - ANATOMY	
2/21/2012 101761	101761	KEYS CONFERENCE	TRAVEL		MANDITORY STC COURSE - ANATOMY	

MARIACHI MASTER APPRENTICE PRO

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Bank code: bank

Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
97304	2/21/2012	101761 KEYS CONFERENCE	(Continued)		01-225-3688-4360	375.00 375.00
97305	2/21/2012	101761 KEYS CONFERENCE	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	375.00 375.00
97306	2/21/2012	101761 KEYS CONFERENCE	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	375.00 375.00
97307	2/21/2012	101772 KING'S BRAKE AND PIONEER TIRE	SN001061		MOUNT & BALANCE TRUCK TIRES - PV 01-320-0370-4400 Total :	151.87 151.87
97308	2/21/2012	101848 LANGUAGE LINE SERVICES	2880993		TRANSLATION SERVICES 01-222-0000-4260 Total :	27.68 27.68
97309	2/21/2012	101852 LARRY & JOE'S PLUMBING	2482739-0001-02		COPPER PIPE REPAIR @ AQUATIC CE 01-430-0000-4300 Total :	83.89 83.89
97310	2/21/2012	101917 LIN CONSULTING, INC.	10787	10920	ELECTRICAL SVC UPGRADE ENGINEE 70-384-0857-4270 Total :	10,114.43 10,114.43
97311	2/21/2012	101929 LINGO INDUSTRIAL ELECTRONICS	31816		TRAFFIC SIGNAL REPLACEMENT 13-371-0000-4600 Total :	1,087.50 1,087.50
97312	2/21/2012	101957 CITY OF LOS ANGELES	SF120000003		FIRE/AMBULANCE SERVICES FOR SEF 01-500-0000-4260 Total :	263,279.91 263,279.91
97313	2/21/2012	102003 LOS ANGELES COUNTY	RE-PW-12011707025		INDUSTRIAL WASTE FEE THROUGH DI 72-360-0000-4430	7,871.30

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Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
97313	2/21/2012	102003 102003 LOS ANGELES COUNTY	(Continued)		Total :	7,871.30
97314	2/21/2012	102007 L.A. COUNTY SHERIFFS DEPT.	122756AS		BOOKING FEES 10/01/11-12/31/11 01-222-0000-4260 Total :	547.91 547.91
97315	2/21/2012	102045 LLAMAS, MARCOS	REIMB.		REIMB FOR WATER DISTRIBUTION TR. 70-381-0000-4360 Total :	145.00 145.00
97316	2/21/2012	102063 MACKAY METERS, INC.	1031080		REPLACEMENT PARTS FOR PARKING 29-335-0301-4300 Total :	495.93 495.93
97317	2/21/2012	102069 POWER FORD	160702		WINDOW SWITHCES & HOUSING - PD3 01-320-0225-4400 Total :	160.80 160.80
97318	2/21/2012	102125 MARTINEZ, MARLENE	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	110.00 110.00
97319	2/21/2012	102148 METROPOLITAN WATER DISTRICT	7257		CAPACITY CHARGE 70-384-0000-4450 Total :	2,528.33 2,528.33
97320	2/21/2012	102160 MCMASTER CARR SUPPLY CO	16494766		REPLACEMENT OF RESTROOM PARTI 01-390-0410-4430	105.56
			16756379		HARDWARE FOR PARTITIONS 01-390-0410-4430 Total:	57.24 162.80
97321	2/21/2012	102226 MISSION LINEN & UNIFORM	340626984		LAUNDRY 01-225-0000-4350	176.97
			340627634 340628569		LAUNDRY 01-225-0000-4350 LAUNDRY	107.77
			340020303		01-225-0000-4350	197.04

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/oucher	Date	Vendor	Invoice	PO#	Description/Account	Amour
97321	2/21/2012	102226 102226 MISSION LINEN & UNIFORM	(Continued)		Total :	481.7
97322	2/21/2012	102303 NACHO'S ORNAMENTAL SUPPLY	185673		SUPPLIES TO REPAIR BROKEN DRAIN	
0.022	2,2 ,,20 ,2	102000 TWIGHTO O GIVEN WILLIAM TO COLL THE	100010		13-311-0301-4300	41.5
					Total:	41.5
97323	2/21/2012	102306 MWH LABORATORIES	10069885		WATER ANALYSIS	
37 323	2/2 1/2012	102000 MWITEABOTOTTOTTEO	10003000		70-384-0000-4260	84.0
			L0076753		WATER ANALYSIS FOR F-384732	04.0
			20070700		70-384-0000-4260	164.0
			L0076754		WATER ANALYSIS FOR F-384733	101.0
					70-384-0000-4260	163.6
			L0076763		WATER ANALYSIS	
					70-384-0000-4260	75.0
			L0077032		WATER ANALYSIS FOR F-385052	
					70-384-0000-4260	139.6
			L0077035		WATER ANALYSIS FOR F-385151	
					70-384-0000-4260	139.6
			L0077043		WATER ANALYSIS FOR F-385369	
					70-384-0000-4260	139.6
			L0077265		WATER ANALYSIS FOR F-385152	
					70-384-0000-4260	164.0
			L0077271		WATER ANALYSIS FOR F-385657	
					70-384-0000-4260	139.6
			L0077357		WATER ANALYSIS FOR F-385788	
					70-384-0000-4260	139.6
			L0077543		WATER ANALYSIS FOR F-385859	
					70-384-0000-4260	139.6
			L0077635		WATER ANALYSIS FOR F-386157	
					70-384-0000-4260	139.6
			L0077787		WATER ANALYSIS FOR F-386299	
					70-384-0000-4260	139.6
			L0077794		WATER ANALYSIS FOR F-385810	40.0
			10070000		70-384-0000-4260	164.0
			L0078030		WATER ANALYSIS FOR F-386404	404.0
			1.0070444		70-384-0000-4260	164.0
			L0078114		WATER ANALYSIS FOR F-386504	

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/oucher	Date	Vendor	Invoice	PO #	Description/Account	Amo
97323	2/21/2012	102306 MWH LABORATORIES	(Continued)			
			L0078118		70-384-0000-4260 WATER ANALYSIS FOR F-386940 70-384-0000-4260	139 164
					Total:	2,399
97324	2/21/2012	102307 HI WAY SAFETY RENTALS, INC.	122606		CHANNELIZERS FOR GLENOAKS	
			122649		13-311-0000-4600 CHANNELIZER EPOXY FOR GLENOAKS	921
			122752		13-311-0000-4600 SAFETY VESTS 72-360-0000-4310	126
					Total :	1,102
97325	2/21/2012	102432 OFFICE DEPOT	1428397124		BATTERIES, WEEKLY PLANNER & WAL	
					01-420-0000-4300	148
			1431460139		SUPPLIES FOR RFP - ELDERLY NUTRI	
					01-422-0000-4300	268
			1436665037		USB DRIVE & BOXES	
					01-222-0000-4300	73
			1438765261		AFTER SCHOOL PROG SUPPLIES	
					10-420-1371-4300	536
			592113778001		SHARPIES, MULTI INDEX TABS & FILE	
					01-130-0000-4300	48
			594987470001		TONERS & CARTRIDGES	
			595584433001		01-310-0000-4300 POST IT FLAGS AND TAPE	554
			393364433001		01-1200	57
			596495301001		AIR DUSTER, POST ITS, CORR TAPE, F	37
			390493301001		01-222-0000-4300	240
					Total :	1,927
97326	2/21/2012	102623 PIONEER FIRE PROTECTION, INC.	293313		FIRE EXTINGUISHER SERVICE @ 519 \$	
31320	2/2 1/2012	102025 FIGNEERT INC FROTECTION, INC.	293313		01-390-0457-4260	26
			293314		FIRE EXTINGUISHER MAINT - REFILL	20
			200014		01-320-0000-4260	395
			293315		FIRE EXTINGUISHER SERVICE @ ELEC	390

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amoun
97326		102623 PIONEER FIRE PROTECTION, INC.	(Continued)			
0.020	2/2 //2012	102020 TIONEENT INC THO TEOTION, INC.	(Continuou)		27-344-0000-4260	142.13
			293316		FIRE EXTINGUISHER MAINT	
					70-384-0000-4330	158.10
			293317		FIRE EXTINGUISHER SERVICE @ 120	
					70-381-0450-4260	175.00
					72-360-0450-4260	75.33
			293318		FIRE EXTINGUISHER SERVICE @ CITY	
					01-390-0310-4260	144.93
			293319		FIRE EXTINGUISHER SERVICE @ LP P.	
					01-390-0460-4260	174.00
					01-390-0410-4260	99.00
					01-390-7500-4260	14.05
			293320		FIRE EXTINGUISHER SERVICE @ REC	
					01-390-0410-4260	197.00
					01-430-0000-4260	316.83
					Total:	1,918.52
97327	2/21/2012	102624 PITNEY BOWES	556096		MAINTENANCE CONTRACT 03/01/12 TO	
					70-381-0000-4320	264.68
					72-360-0000-4320	264.67
					Total :	529.3
97328	2/21/2012	102666 PREFERRED DELIVERY SYSTEMS INC	549-22		COURIER SERVICE	
					01-222-0000-4260	309.00
					Total :	309.00
97329	2/21/2012	102694 PROMOTIONAL MERCHANDISING INK	8014		UNIFORM SHIRTS	
					01-152-0000-4300	147.90
					Total :	147.90
97330	2/21/2012	102727 QUARTERMASTER	R876144501017		EXPLORER UNIFORM	
0.000	2/2 1/2012	TOETE CONTINUE TEN	11010111001011		01-226-0230-4430	20.54
			R876144600017		EXPLORER UNIFORM	20.5
			11070144000017		01-226-0230-4430	7.82
			R876144700015		EXPLORER UNIFORM	7.02
			11010111100010		01-226-0230-4430	28.36

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97330	2/21/2012	102727 102727 QUARTERMASTER	(Continued)		Total :		56.72
97331	2/21/2012	102756 RADIOSHACK CORPORATION	019562		FUSES FOR BALANCER		
					01-320-0000-4320		3.47
					Total :		3.47
97332	2/21/2012	102896 GUZMAN, ROSA	REIMB.		REGISTRATION REIMB - CACEO TRAIN		
					01-152-0000-4380		65.00
					Total :		65.00
97333	2/21/2012	102929 ROYAL PAPER CORPORATION	4276662		DISINFECTANT		
					01-390-0410-4300		101.68
					01-390-0460-4300		50.84
					01-390-7500-4300		50.84
					Total :		203.36
97334	2/21/2012	102958 S & S WORLDWIDE	7210818		AFTERSCHOOL PROGRAM ACTIVITIES		
					10-420-1371-4300		,407.49
					Total :	2,	,407.49
97335	2/21/2012	103010 SAM'S CLUB DIRECT, #0402465855179	8230		DAY CAMP SUPPLIES		
					17-420-1399-4260		151.16
					Total :		151.16
97336	2/21/2012	103029 SAN FERNANDO, CITY OF	11047-11123		REIMBURSEMENT TO WORKERS COM		
					06-190-0000-4810	13,	,574.60
					Total :	13,	,574.60
97337	2/21/2012	103172 SKAUG TRUCK BODY WORKS	33583		3-PULL OUT DRAWER LATCHES		
					70-383-0000-4320		22.02
					Total :		22.02
97338	2/21/2012	103184 SMART & FINAL	125286		SUPPLIES FOR TEEN RECOGNITION D		
					04-2391		62.54
			140448		PARK AVE CLUB COFFEE SUPPLIES		
					04-2382		36.16
			440000		01-422-3750-4300		88.90
			143620		AFTER SCHOOL WEEKLY ACTIVITIES		

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7344	2/21/2012	103349 THE HOUSE OF PRINTING, INC.	(Continued)			
	2/2//2012	100010 1112110002 01 1111111110, 1110.	(Gorianada)		70-382-0000-4260	376.2
					01-130-0000-4300	232.7
			141500		#10 WINDOW ENVELOPES	
					01-130-0000-4300	376.2
					Total :	985.2
7345	2/21/2012	103413 TRANS UNION LLC	01210424		CREDIT CHECK	
					01-222-0000-4260	26.10
					Total:	26.10
7346	2/21/2012	103439 UPS	831954052		POSTAGE	
					01-190-0000-4280	80.08
					Total:	80.0
7347	2/21/2012	103550 VANICEK, JAMES	TRAVEL		MANDITORY STC COURSE - ANATOMY	
					01-225-3688-4360	110.00
					Total:	110.0
7348	2/21/2012	103738 YOSEF AMZALAG SUPPLY	12001496		FILTER FOR PARK AVE PLANTER REP	
					01-390-0410-4300	84.50
			12000867		SIDEWALK REPAIR SUPPLIES	
					13-311-0301-4300	80.4
			12000945		IRRIGATION REPAIR @ PARK AVE & 41	
			12001051		01-390-0410-4300 VALVE REPLACEMENT @ REC PARK	150.5
			12001051		01-390-0410-4300	187.8
			12001182		SPRINKLER REPAIR FOR MACLAY & M	107.0
			12001102		11-311-7510-4600	62.83
			12001498		SPRINKLER REPLACEMENT @ REC PA	
					01-390-0410-4300	89.9
			12001521		AUTO VALVE REPAIR @ CESAR CHAVI	
					01-390-0415-4300	29.3
			12001570		IRRIGATION REPAIR @ ORTEGA PARK	
			10001570		01-390-7500-4300	96.3
			12001579		SPRINKLER REPAIR @ LP PARK 01-390-0460-4300	6.6
					01-030-0400-4300	0.0

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97348	2/21/2012	103738 YOSEF AMZALAG SUPPLY	(Continued) 12001602		IRRIGATION REPAIR @ ORTEGA PARK 01-390-7500-4300 Total:		12.63 801.07
97349	2/21/2012	103851 EVERSOFT, INC.	R1080872		SOFTNER RENTAL FOR WELLS 70-384-0000-4260 Total :		62.94 62.94
97350	2/21/2012	103903 TIME WARNER CABLE	8448200540010328 8448200540010518		CABLE 02/05/12-03/04/12 01-190-0000-4220 CABLE - 01/29/12 - 02/28/12 01-420-0000-4260		58.49 180.56
			8448200540028882 8448300070189011		01-420-0000-4260 01-420-0000-4260 INTERNET SERVICES - 02/12/12-03/11/1		117.40
			0440300070103011		01-190-0000-4220 Total :		1,100.00 1,456.45
97351	2/21/2012	103910 MONTGOMERY HARDWARE COMPANY	147387		PW OPS CENTER - HARDWARE 01-390-0450-4300 Total :		75.21 75.21
97352	2/21/2012	887239 SYLMAR LOCK & KEY & LOCKSMITH	7167		KEYS FOR LIFT TRUCK 01-370-0000-4320 Total :		20.39 20.39
97353	2/21/2012	887258 MONTES, TAWNY	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :		110.00 110.00
97354	2/21/2012	887422 NORTHERN SAFETY CO., INC.	P320744701018		FUEL STORAGE CABINET 01-390-0460-4320 01-390-0410-4310 Total:		750.00 90.93 840.93
97355	2/21/2012	887918 MARISCAL JR, MARIO	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360		110.00

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97355	2/21/2012	887918 MARISCAL JR, MARIO	(Continued)		Total :	110.0
97356	2/21/2012	887952 J. Z. LAWNMOWER SHOP	272833		EQUIP MAINT	
					01-346-0000-4320	194.3
			272836		EQUIP MAINT	
					01-390-0410-4320	21.20
			272837		EQUIP MAINT	20.2
					70-383-0000-4320 Total :	28.2° 243.8 0
					rotar.	243.0
97357	2/21/2012	888075 DATAMATIC, LTD.	CA-0000022041		HANDHELD METER READING MAINTEN	
					70-381-0000-4320	269.8
					Total :	269.8
97358	2/21/2012	888167 MYERS TIRE SUPPLY DISRIBUTION	21401630		WEIGHT HAMMER	
		Social interior interior to the social and the soci	21101000		01-320-0000-4340	53.83
					Total :	53.8
97359	0/04/0040	888241 UNITED SITE SERVICES OF CA INC	114-415872		PORTABLE TOILET RENTAL @ REC PA	
97359	2/2 1/2012	888241 UNITED SITE SERVICES OF CA INC	114-415672		01-420-0000-4210	117.6
					01-420-0000-4210 Total :	117.6
					rotar.	117.0
97360	2/21/2012	888242 MCI	7DI59672		POOL FACILITY PHONE LINES	
					01-430-0000-4220	50.69
			7DK48553		POOL FACILITY FAX MACHINE	
					01-430-0000-4220	32.0
			7DK54968		MTA PHONE LINE	32.0
					07-440-0441-4220 Total:	114.7
					iotai .	114.7
97361	2/21/2012	888356 ADVANCED AUTO REPAIR BODY &	1064		DOOR SEAL - PW2073	
					01-320-0371-4400	98.1
			1072		REPLACE HEATER CORE & FAN MOTO	
			1070		01-320-0225-4400	494.2
			1073		ALIGNMENT - PD7831 01-320-0225-4400	35.0
			1087		REPLACE A/C CLUTCH - PD6204	35.0
			1001		01-320-0225-4400	143.2

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97361	2/21/2012	888356 ADVANCED AUTO REPAIR BODY &	(Continued) 1088		REPAIR MIRROR & SERVICE A/C - PW2 73-350-0000-4400 Total :		58.88 29.61
97362	2/21/2012	888423 ALVAREZ, ROBERT	REIMB.		REGISTRATION REIMB - CACEO TRAIN 01-152-0000-4380 Total :		65.00 65.00
97363	2/21/2012	888442 WESTERN EXTERMINATOR COMPANY	06010710-9 06010718-2		PEST CONTROL @ REC PARK 01-390-0410-4260 PEST CONTROL @ LP PARK	6	67.50
			06010722-4		01-390-0460-4260 PEST CONTROL @ CITY HALL 01-390-0310-4260	7	46.50 72.00
97364	2/21/2012	888503 FASTENAL	CAGLE27779		Total: NON WELDED EYE BOLTS 01-430-0000-4300 Total:	37	78.83 78.83
97365	2/21/2012	888531 BIG RED PLUMBING SUPPLY, INC.	67496		PARTS TO REPAIR TOILET IN COUNCIL 01-390-0310-4300 Total:		12.26 12.26
97366	2/21/2012	888556 KEY EQUIPMENT FINANCE	590158242 - 1112 590158242 - 2112		DEC LEASE PAYMENT TOSHIBA 720 - 01-190-0000-4320 DEC LEASE PAYMENT - TOSHIBA 3510	43	33.91
			590158242 - 3202		01-190-0000-4320 PW COPIER LEASE PAYMENT - FEB 20 72-360-0000-4290		20.81 76.54
					Total :		31.26
97367	2/21/2012	888577 ESRI INC.	92448608		CONCURRENT USE PRIMARY MAINTEI 01-140-0000-4320 01-150-0000-4320 Total :	1,56	65.63 65.62 31.25

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97373	2/21/2012	888800 BUSINESS CARD	(Continued)				
			JAN 2012		01-101-0111-4370 MISC CHARGES		35.00
			JAN 2012		01-190-0000-4435 MISC CHARGES 01-190-0000-4435		49.00 50.61
					Total	:	4,405.34
97374	2/21/2012	888844 REPUBLIC ITS	RI-12486		REPLACED DAMAGED TYPE 17 POLE - 13-371-0000-4600 27-344-0000-4500 Total		5,665.00 3,000.00 8,665.00
97375	2/21/2012	888873 ROYAL FLUSH	1706		PORTABLE TOILET RENTAL @ 12900 70-384-0000-4260 Total		133.00 133.00
97376	2/21/2012	889037 AT&T MOBILITY	875587443		MODEM FOR TRAFFIC SIGNS ON MAC 01-310-0000-4220 Total		62.35 62.35
97377	2/21/2012	889069 U.S. BANK	108144000		2006 BOND - INTEREST PAYMENT 98-191-0088-4417 98-191-0088-4265	1	61,722.51 -58.72
			98508230		1998 BOND INTEREST PAYMENT - 98-190-0081-4413 Total		49,615.50 211,279.29
97378	2/21/2012	889094 JCH'S TOOLS	43150		MULTI-CODE MINI TRANSMITTERS FO 70-381-0450-4300		111.47
97379	2/21/2012	889149 STAPLES BUSINESS ADVANTAGE	8020886950		Total LAMINATING SUPPLIES 01-222-0000-4300 Total		111.47 162.99 162.99
97380	2/21/2012	889187 USA MOBILITY WIRELESS, INC	V7954833B		PAGERS 01-190-0000-4220		60.99

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/oucher	Date	Vendor	Invoice	PO#	Description/Account		Amoun
97380	2/21/2012	889187 USA MOBILITY WIRELESS, IN	IC (Continued)		· ·	Total :	60.99
97381	2/21/2012	889328 FIRST TRANSIT, INC.	10631583		MCT - JAN 2012		
					07-440-0442-4260		38,636.43
						Total :	38,636.43
97382	2/21/2012	889532 GILMORE, REVA A.	01/14/12 - 01/27/12		FOOD SERVICE MANAGER		
					10-422-3750-4270 10-422-3752-4270		572.00 71.50
					10-422-3752-4270	Total :	643.50
07000	0/04/0040	OCCUPANTA ANITA	04/44/40 04/07/40		4000074117 5000 14414050		
97383	2/21/2012	889533 MARTINEZ, ANITA	01/14/12 - 01/27/12		ASSISTANT FOOD MANAGER 10-422-3750-4270		159.30
					10-422-3730-4270	Total :	159.30
97384	2/21/2012	889535 GOMEZ, GILBERT	01/14/12 - 01/27/12		HDM DRIVER		
37304	2/21/2012	669333 GOWLE, GIEBERT	01/14/12 - 01/21/12		10-422-3752-4270		159.30
					10-422-3752-4390		51.48
						Total :	210.78
97385	2/21/2012	889592 CUELLAR, JIMMY KYLE	JAN 2012		MARIACHI MASTER APPRENTIC	E PRO	
					10-420-3694-4260		600.00
						Total :	600.00
97386	2/21/2012	889602 RESPOND SYSTEMS	90258		SANITIZER FOR HANDCUFFS		
					01-222-0000-4300	Total :	138.20 138.2 0
						i otai :	138.20
97387	2/21/2012	889611 MORRISON MANAGEMENT SPECIALIST	18845201213101		LP SENIOR MEALS - JAN 2012		
					10-422-3750-4260 10-422-3752-4260		3,600.00 2.173.50
					10-422-0102-4200	Total :	5,773.50
97388	2/21/2012	889644 VERIZON BUSINESS	64109120		CITY HALL LONG DISTANCE		
31000	2/2 1/2012	VENZON BOOMEGO	04103120		01-190-0000-4220		54.30
			64109121		CITY YARD LONG DISTANCE		
			64109124		70-384-0000-4220 CITY YARD LONG DISTANCE		88.27
			04103124		CITT TAND LONG DISTANCE		

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Voucher	Date	Vendor	Invoice	PO #	Description/Account		Amount
97388	2/21/2012	889644 VERIZON BUSINESS	(Continued)				
					70-384-0000-4220		4.94
			64109125		PARK LONG DISTANCE		
					01-420-0000-4220		118.19
			64109712		ENGINEERING LONG DISTANCE		
			04400700		01-310-0000-4220		2.72
			64109722		CITY YARD LONG DIST (AIMS NETWOF 70-384-0000-4220		4.94
			64109726		CREIDT CARD LINES		4.94
			04109720		01-190-0000-4220		2.46
			64109727		POLICE LONG DISTANCE		2.40
			01100121		01-222-0000-4220		2.67
			64109728		PARK LONG DISTANCE		
					01-420-0000-4220		5.05
					Total :		283.54
97389	2/21/2012	889680 JIMENEZ LOPEZ, JUAN MANUEL	DEC 2011 & JAN 2012		MARIACHI MASTER APPRENTICE PRO		
					10-420-3694-4260		750.00
					Total :		750.00
97390	2/21/2012	889681 VILLALPANDO, MARIA	01/14/12 - 01/27/12		FOOD SERVICE WORKER		
					10-422-3750-4270		238.95
					Total :		238.95
97391	2/21/2012	889703 ALESHIRE & WYNDER, LLP	19157		LEGAL SERVICES		
					98-110-1055-4270		427.50
					Total:		427.50
97392	2/21/2012	889761 ALFARO, RUDY	REIMB.		REIMB FOR WATER QUALITY TRAINING		
					70-381-0000-4360		145.00
					Total :		145.00
97393	2/21/2012	889871 EXOVA INC.	134311		CHROMIUM HEXAVALENT		
					70-384-0000-4260	2	2,785.00
					Total:		2,785.00
97394	2/21/2012	889942 ATHENS SERVICES	FEB 2012		STREET SWEEPING - FEB 2012		

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Bank code :	bank					
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
97403	2/21/2012	890486 LINCOLN COMMERCIAL	SI179993		CPR MANIKINS 01-430-0000-4300 Total	576.64 : 576.64
97404	2/21/2012	890513 ELIFEGUARD INC	31726		EXCHANGE DIFFERENCE 01-430-0000-4300 Total	12.98 : 12.98
97405	2/21/2012	890546 BARAJAS, CRYSTAL	JAN 2012		MARIACHI MASTER APPRENTICE PRO 10-424-3678-4260 Total	210.00
97406	2/21/2012	890561 GCS INC.	40733		JANITORIAL SERVICE/SUPPLIES - FEB 01-390-0222-4260 01-390-0310-4260 01-390-0410-4260 70-381-0450-4260 01-390-0460-4260 01-430-0000-4260	4,305.60 1,214.91 2,607.00 1,088.36 3,780.00 3,450.00
97407	2/21/2012	890575 FLORES, ERICA	2000800125		FACILITY RENTAL REFUND 01-3777-0000 Total	100.00 : 100.00
97408	2/21/2012	890576 SERRANO, ROSALINDA	2000022.001		PARTIAL YOUTH BASKETBALL REFUN 17-3770-1342 Total	45.00
97409	2/21/2012	890577 ACUNA, LHENNARDS	#1		VIDEO SERVICES 01-420-0000-4260 Total	450.00 : 450.00
97410	2/21/2012	890578 DIAMOND TOURS INC	756038		SENIOR CLUB TRIP TO NEW MEXICO 0 04-2383 Total	2,250.00
97411	2/21/2012	890579 AKZO NOBEL PAINTS LLC	0422-602033		GRAFFITI REMOVAL PAINT	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
97411	2/21/2012	890579 AKZO NOBEL PAINTS LLC	(Continued)		01-152-0000-4300 Total :	413.29 413.29
97412	2/21/2012	890580 SANCHEZ ARAMBULA, DAVID	BS1200190		CONSTRUCTION PERMIT REFUND - 83 01-3320-0000 Total :	136.40 136.40
97413	2/21/2012	890581 MARIA BARRON,AS PARENT & LEGAL	08-16-2011		SETTLEMENT PAYMENT 06-190-0000-4800 Total :	680.00 680.00
97414	2/21/2012	890583 HILTON CONCORD	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total:	568.00 568.00
97415	2/21/2012	890583 HILTON CONCORD	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	568.00 568.00
97416	2/21/2012	890583 HILTON CONCORD	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	568.00 568.00
97417	2/21/2012	890583 HILTON CONCORD	TRAVEL		MANDITORY STC COURSE - ANATOMY 01-225-3688-4360 Total :	568.00 568.00
1	36 Vouchers fo	or bank code : bank			Bank total :	808,349.06
1:	36 Vouchers in	n this report			Total vouchers :	808,349.06

Voucher Registers are not final until approved by Council.

FINANCE DEPARTMENT

<u>MEMORANDUM</u>

TO: Mayor Mario F. Hernandez and Councilmembers

FROM: Al Hernandez, City Administrator

By: Joseph Lillio, Senior Accountant

DATE: February 21, 2012

SUBJECT: Approval of Used Car Dealership Permit: iDriveX Auto LLC (610 Ilex St)

RECOMMENDATION:

It is recommended that the City Council approve iDriveX Auto LLC for a Business License Permit to conduct business as a used car dealership at 610 Ilex St.

BACKGROUND:

- 1. On February 3, 2012, the owner of iDriveX Auto LLC applied for a Commercial Occupancy Permit to operate a used car dealership. The permit was approved by the Community Development Department on February 9, 2012.
- 2. On February 6, 2012, iDriveX Auto LLC applied for and submitted a Business License Permit to conduct a used car dealership at 610 Ilex St.
- 3. On February 7, 2012, the owner of iDriveX Auto LLC was fingerprinted at the Police Department.
- 4. On February 9, 2012, iDriveX Auto LLC applied for and submitted an application for a Business License to operate a used car dealership at 610 Ilex St.
- 5. On February 9, 2012, the Finance Department received the fingerprint report from the Department of Justice. The report and the application were submitted to the Police Department for approval.

Approval of Used Car Dealership Permit: iDriveX Auto LLC (610 Ilex St) Page 2

ANALYSIS:

- 1. The San Fernando Municipal Code, Chapter 22 Article III, Business License Permits, requires the owners of certain types of businesses in the City, including used car dealerships, to obtain a Business License Permit in addition to their regular Business License that must be approved by the City Council.
- 2. The business must file an application in writing with the City Council specifying by street and number the place where the business is proposed. Once approved, the permit is valid for the remaining portion of the calendar year or by such shorter period of time as may be prescribed by any resolution of the City Council.
- 3. Prior to submission of applications to the City Council, the application for iDriveX Auto LLC was reviewed and approved by the Police Department.
- 4. If the application is approved, it will automatically expire on December 31, 2012. The applicant will be required to submit a renewal application as part of the upcoming 2013 Business License Permit renewal process.

CONCLUSION:

Staff concludes that iDriveX Auto LLC meets all the requirements for the Business License Permit which will allow it to operate a used car dealership in the City.

BUDGET IMPACT:

None.

COMMUNITY DEVELOPMENT DEPARTMENT

MEMORANDUM

TO: Mayor Mario F. Hernández and Councilmembers

FROM: Fred Ramirez, City Planner

By: Rina Lara, Assistant Planner

DATE: February 21, 2012

SUBJECT: Resolutions Authorizing Acquisition of Supplemental Community Development

Block Grant (CDBG) Funds from the Cities of Avalon and El Segundo

RECOMMENDATION:

It is recommended that the City Council:

- a. Adopt a Resolution (Attachment "A") to authorize the appropriation of \$79,279.75 from the General Fund to acquire an additional \$112,375 in unexpended Community Development Block Grant (CDBG) funds at a discounted rate from the City of Avalon (\$50,650) and the City of El Segundo (\$61,725); and,
- b. Adopt Resolutions (Attachment "B" and "C") authorizing the City Administrator to execute agreements for the City of San Fernando to acquire supplemental CDBG funding allocations from the City of Avalon and the City of El Segundo, respectively at discount rates, using resources from the General Fund.

BACKGROUND:

- 1. The City of San Fernando is among those cities in Los Angeles County that receives an annual allotment of federal CDBG funds through the Los Angeles County Community Development Commission (LACDC).
- 2. Staff is seeking to supplement the City's receipt of CDBG funds for Fiscal Year (FY) 2012-13 through a program conducted by the LACDC that allows CDBG funds to be exchanged from cities that may have no immediately eligible use for these restricted-use funds to cities that do. This program enables a city that can use more than its standard allotment of CDBG funds to "purchase" them with unlimited-use General Funds at a discount. CDBG funds typically sell at a discount because of the regulatory burden assumed by the purchaser compared to General Funds that have no restrictions on their use. CDBG funds, per federal requirements, may only be used for the benefit of lower income residents of a community.

Resolution Authorizing Acquisition of Supplemental Community Development Block Grant (CDBG) Funds from the City of Avalon and El Segundo Page 2

Moreover, cities that do not utilize all of their allocation of CDBG funds within the permissible time frame will lose any such allotment entirely.

- 3. In April 2004, the City Council approved an agreement with the Community Development Commission to participate in the Section 108 Loan program for \$3 million. The loan provided the necessary funds to complete the construction of the San Fernando Regional Pool. Per the Section 108 Loan agreement, the loan would be repaid with a dedicated set-aside from the City's upcoming annual CDBG allocations for the next 12 years (or 2016).
- 4. Due to significant reductions to the Federal Budget, the City's anticipated allocation from LACDC for the upcoming fiscal year (FY 2012-13) is expected to be less than the funds necessary to make the required Section 108 Loan repayment.

ANALYSIS:

Anticipated Shortfall. Since 2004, the City's yearly allocation of CDBG funds has been sufficient to meet the required Section 108 Loan payment. However, due to significant cuts to the U.S. Department of Housing and Urban Development's Community Development Block Grant program, the City's anticipated allocation for FY 2012-13 is expected to be \$249,174, compared to the previous year's allocation of \$383,040.

Moreover, the required Section 108 Loan payment for FY 2012-13 is expected to be \$347,315, versus the expected CDBG allocation of \$249,174, which results in a payment shortfall of \$98,141. In order to reduce the impact to the General Fund, staff recommends approval of proposed exchange of funds at discounted rates with the City of Avalon and the City of El Segundo.

CDBG Funds Exchange "Market." The proposed exchange of CDBG funds would be advantageous to the City because the exchange of funds would allow the City to meet its Section 108 Loan annual repayment obligation. It is advantageous to the City of Avalon and the City of El Segundo because they would receive unrestricted General Fund money (albeit at a negotiated discount) that they can use without being subject to federal use limitations, instead of losing the full amount of its CDBG funding because they have no eligible uses.

It should be noted that there is a competitive market for such exchanges among cities in Los Angeles County that receive CDBG funds through the LACDC. The proposed exchange rate of \$.70 of unrestricted funds for one dollar of CDBG funds as negotiated with the City of Avalon and \$.71 of unrestricted funds for one dollar of CDBG funds as negotiated with the City of El Segundo is a competitive "market" rate.

In order to proceed, it is also necessary for the City Councils of both cities to adopt resolutions for the proposed exchanges. The attached draft Resolutions for the City authorizes staff to execute a formal agreement with the City of Avalon and the City of El Segundo at the agreed upon rates of exchange, and to officially convey this intent to the LACDC.

Resolution Authorizing Acquisition of Supplemental Community Development Block Grant (CDBG) Funds from the City of Avalon and El Segundo Page 3

City's Source of Funds. It is important to note that the funds, \$79,279.75, for the City's purchase of such supplemental CDBG must be from unrestricted General Funds. In order to complete this purchase, staff is recommending a Budget Resolution that includes an increase in expenditures of \$79,279.75 in General Fund for purchase of the CDBG funds from: a) the City of Avalon negotiated at \$.70 of unrestricted funds for one dollar of CDBG Funds (\$50,650); and, b) the City of El Segundo negotiated at \$.71 of unrestricted funds for one dollar of CDBG Funds (\$61,725).

Positive Budget Impact. The proposed Resolutions appropriating General Fund monies to purchase supplemental CDBG funds from the cities of Avalon and El Segundo and authorizing the City Admistrator to execute funds exchange agreements with the cities of Avalon and El Segundo, respectively, would authorize the use of \$79,279.75 from the General Fund to purchase a combined \$112,375 of CDBG funds to be allocated for the FY 2012-13 annual repayment of the Section 108 Loan. The exchange of CDBG funds from these cities for unrestricted General Funds would result in a budget savings of \$18,861.25. Any surplus of CDBG funds shall be "carried over" to be used for future Section 108 Loan payments or for the implementation of CDBG programs within eligible low and moderate income areas of the community.

CONCLUSION:

Adoption of the attached Resolutions will authorize the purchase and use of supplemental CDBG funds to meet the City's required Section 108 Loan payment for FY 2012-13.

BUDGET IMPACT:

The attached Budget Resolution will appropriate \$79,279.75 from the General Fund (i.e. purchase \$112,375 in CDBG Funds for \$79,279.75 of unrestricted General Fund monies).

ATTACHMENTS:

- A. Resolution Amending the City of San Fernando Budget for Fiscal Year 2011-2012
- B. Resolution Authorizing Acquisition of Supplemental CDBG Funds from the City of Avalon
- C. Resolution Authorizing Acquisition of Supplemental CDBG Funds from the City of El Segundo

ATTACHMENT "A"

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN FERNANDO AMENDING THE BUDGET FOR THE FISCAL YEAR 2011-2012 ADOPTED ON JULY 18, 2011

WHEREAS, the City Council has received and considered the proposed adjustment to the budget for Fiscal Year 2011-2012, commencing July 1, 2011, and ending June 30, 2012; and

WHEREAS, the City Council has determined that it is necessary to increase the expenditures of the current City budget; and

WHEREAS, an annual budget for the City of San Fernando for the Fiscal Year beginning July 1, 2011 and ending June 30, 2012, a copy of which is on file in the City Clerk's Office, has been adopted on July 18, 2011;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN FERNANDO DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

Section 1: The following adjustment in expenditures is made in the named City fund:

1. Appropriate \$79,279.75 from General Fund for the purchase of CDBG Funds from; a) the City of Avalon negotiated at \$.70 of unrestricted funds for one dollar of CDBG Funds (\$50,650); and b) the City of El Segundo negotiated at \$.71 of unrestricted funds for one dollar of CDBG Funds (\$61,725).

PASSED, APPROVED, AND ADOPTED this 21st day of February, 2012.

	Mario F. Hernández, Mayor
ATTEST:	

STATE OF CALIFORNIA	
COUNTY OF LOS ANGELES) SS
CITY OF SAN FERNANDO)
I HEDDON' CODENNY 1	
	at the foregoing Resolution was approved and adopted at a held on the 21 st day of February, 2012, by the following vote
to wit:	field off the 21 day of February, 2012, by the following vote
to wit.	
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AYES:	
NOES:	
A DOENIT.	
ABSENT:	
Elena G. Chávez, City Clerk	
· •	

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN FERNANDO, CALIFORNIA, APPROVING AN AGREEMENT BETWEEN THE CITY OF SAN FERNANDO AND THE CITY OF AVALON, CALIFORNIA, REGARDING AN EXCHANGE OF GENERAL FUNDS FOR FISCAL YEAR 2012-2013 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS.

WHEREAS, on July 1, 2009, the San Fernando City Council authorized staff to execute a three-year Cooperation Agreement with the County of Los Angeles concerning an annual allotment of federal CDBG Funds to the City of San Fernando in Fiscal Years 2009-10, 2010-11 and 2011-12; and

WHEREAS, the use of CDBG Funds is strictly limited by law; and

WHEREAS, the City of San Fernando desires to augment its CDBG Fund resources by exchanging approximately \$35,455 of General Fund monies, at a rate of seventy cents (\$0.70) of General Fund monies per one dollar (\$1.00) of CDBG Funds, for \$50,650 of the City of Avalon's unallocated allotment of CDBG Funds.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN FERNANDO DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

- **SECTION 1.** The above described exchange whereby the City of San Fernando will exchange General Fund Monies for CDBG Funds with the City of Avalon at a rate of no more than \$0.70 on the dollar is hereby approved.
- **SECTION 2.** In accordance with this Resolution, the City of San Fernando will exchange approximately \$35,455 of its General Fund Monies for approximately \$50,650 of Avalon City CDBG Funds.
- **SECTION 3.** The City Administrator is authorized and directed to execute any and all documents necessary to complete the acquisition of FY 2012-13 CDBG Funds from the City of Avalon on behalf of the City of San Fernando pursuant to the terms described above.
 - **SECTION 4.** This resolution shall take effect immediately.

SECTION 5. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 21st day of February, 2012.

Mario F	Harnándaz	Mayor	

ATTEST:	
Elena G. Chávez, City Clerk	
STATE OF CALIFORNIA COUNTY OF LOS ANGELES CITY OF SAN FERNANDO)) SS)
	at the foregoing Resolution was approved and adopted at a l held on the 21 st day of February, 2012, by the following vote
AYES:	
NOES:	
ABSENT:	
Elena G. Chávez, City Clerk	
Liena G. Chavez, City Clerk	

RESOLUTION NO.	
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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN FERNANDO, CALIFORNIA, APPROVING AN AGREEMENT BETWEEN THE CITY OF SAN FERNANDO AND THE CITY OF EI SEGUNDO, CALIFORNIA, REGARDING AN EXCHANGE OF GENERAL FUNDS FOR FISCAL YEAR 2012-2013 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS.

WHEREAS, on July 1, 2009, the San Fernando City Council authorized staff to execute a three-year Cooperation Agreement with the County of Los Angeles concerning an annual allotment of federal CDBG Funds to the City of San Fernando in Fiscal Years 2009-10, 2010-11 and 2011-12; and

WHEREAS, the use of CDBG Funds is strictly limited by law; and

WHEREAS, the City of San Fernando desires to augment its CDBG Fund resources by exchanging approximately \$43,824.75 of General Fund monies, at a rate of seventy-one cents (\$0.71) of General Fund monies per one dollar (\$1.00) of CDBG Funds, for \$61,725 of the City of El Segundo's unallocated allotment of CDBG Funds.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN FERNANDO DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

- **SECTION 1.** The above described exchange whereby the City of San Fernando will exchange General Fund Monies for CDBG Funds with the City of El Segundo at a rate of no more than \$0.71 on the dollar is hereby approved.
- **SECTION 2.** In accordance with this Resolution, the City of San Fernando will exchange approximately \$48,824.75 of its General Fund Monies for approximately \$61,725 of the City of El Segundo CDBG Funds.
- **SECTION 3.** The City Administrator is authorized and directed to execute any and all documents necessary to complete the acquisition of FY 2012-13 CDBG Funds from the City of El Segundo on behalf of the City of San Fernando pursuant to the terms described above.
 - **SECTION 4.** This resolution shall take effect immediately.
 - **SECTION 5.** The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 21st day of February, 2012.

Mario F. Hernández, Mayor	

ATTEST:	
Elena G. Chávez, City Clerk	
STATE OF CALIFORNIA COUNTY OF LOS ANGELES CITY OF SAN FERNANDO)) SS)
	at the foregoing Resolution was approved and adopted at a l held on the 21 st day of February, 2012, by the following vote
AYES:	
NOES:	
ABSENT:	
Elena Chávez, City Clerk	

PUBLIC WORKS DEPARTMENT

MEMORANDUM

TO: Mayor Mario F. Hernández and Councilmembers

FROM: Al Hernández, City Administrator

By: Ron Ruiz, Public Works Director

DATE: February 21, 2012

SUBJECT: Solid Waste Consulting Services

RECOMMENDATION:

It is recommended that the City Council:

- a. Direct staff to prepare a Request For Proposals (RFP) for consulting services to assist staff in the procurement of solid waste and recyclables collection services;
- b. Direct staff to work with the City Attorney to develop an agreement to extend the current contract with Crown Disposal to provide solid waste and recyclables collection services for a period not greater than four months beyond the current agreement termination date of October 30, 2012; and
- c. Authorize the City Administrator to execute the agreement.

BACKGROUND:

- 1. On August 19, 2002, an Agreement with Crown Disposal was executed to provide Solid Waste and Recyclable Collection, Processing and Disposal services.
- 2. On April 12, 2007, per Section 2.5 of the Agreement, Crown Disposal exercised its right to extend the term of the Agreement with the City for an additional three years, ending on October 30, 2012.
- 3. On April 28, 2011, at a Budget, Personnel, and Finance (BPF) Standing Committee meeting, it was recommended that the procurement process not include a review of the current contractor providing refuse services.
- 4. On December 21, 2011, at a Natural Resources, Infrastructure, Water, Energy and Waste (NRIW) Standing Committee meeting, it was recommended that a review of the current

Refuse Procurement – Solid Waste Consulting Services Page 2

refuse service provider be included in the Scope of Services for the RFP for Refuse Procurement Consulting Services.

ANALYSIS:

Request for Proposals for Refuse Procurement Services Assistance.

The procurement process for solid waste and recyclables collection services is a typically a 12 month process consisting of time needed for the preparation of an RFP, the analysis of the proposals and negotiations with the final candidates before final approval by the City Council. In order to help facilitate an objective procurement process and include an analysis of the current services being provided by the City's authorized hauler, and have comparable data on costs for solid waste and recyclables collection services, a consultant would be retained to assist staff with the procurement process.

An experienced consultant will bring needed insight regarding trends in the solid waste industry and provide data on competitive contract pricing. Also, due to other large ongoing Public Works projects such as the Nitrate Removal System Project, Utility Rate Increases, the Trolley and Bus Shelter Project, the State Grant funded Lighting Project, the renewal of the National Pollutant Discharge Elimination System (NPDES) Permit, upcoming capital projects beginning Spring 2012, and reduced department staffing, consulting assistance is needed to better ensure that the process is completed within schedule.

In determining the scope of work for the consultant, staff seeks confirmation by the City Council regarding procurement strategies. Recommended strategies include an analysis of the current refuse provider to determine if renegotiations should be considered. Staff is recommending that the scope of work use Strategy B as described below as the most through approach towards securing an optimal contract for the City.

Strategy A-Request for Proposals Only

City begins procurement process with no analysis of the current contract with the current contractor. The Consultant will assist staff with the procurement process and analysis of proposals received. The process can completed within 12 months.

Strategy B-Consider Renegotiation with Existing Contractor and Move to a Competitive Process If an Agreement Cannot Be Established by a Specified Date

City procurement process includes an analysis of current solid waste and recyclables collection services to determine if current service levels are favorable. If the consultant recommends that a renegotiation of the contract will be beneficial for the City, the City Council can direct staff to work with the current contractor to develop an agreement to present to the Council. This process could be completed within six months.

Refuse Procurement – Solid Waste Consulting Services Page 3

Based on this strategy, the RFP for consulting services will include a cost proposal to conduct an analysis of the current refuse contractor and depending on the outcome of the analysis; either 1) assist with negotiations with the current solid waste contractor or 2) assist with the procurement for a new solid waste contractor.

Standing Committee Recommendations

The BPF and NRIW Standing Committees have both discussed this matter with slightly different approaches towards the procurement process. The BPF Standing Committee has recommended that staff develop an RFP for a competitive process which will allow the current hauler and others to submit proposals to provide solid waste collection services and no analysis of the services being provided by the current contractor. Choosing a different approach, the NRIW Standing Committee has recommended that the RFP for consulting services include pricing for analysis of the services currently being provided by the current refuse contractor.

Extension of Current Contract with Refuse Contractor

As described above, the procurement process for refuse services typically takes 12 months to complete. Based on the termination date with the current contractor, there is approximately nine months remaining for the completion of the procurement process for refuse services. Staff believes that the procurement process cannot be completed in nine months; this is especially true if the process includes an RFP. Given that 12 months are no longer available staff is recommending that the current contractor be allowed to provide services for an additional four months through February 2013.

Terms for Extension of Services

An agreement or amendment will be prepared by the City Attorney and staff. Deal points for the extension of services will include the following:

- Extension of agreement shall not exceed four months beyond the current termination date.
- There will be no budget impact to the City, since the contractor shall agree to adhere to the current fee schedule. The current contractor has already provided verbal confirmation that there will be no need to revise the contract fee schedule.
- All other terms of the extension for services shall be in conformance with the current agreement.

Timeline

If the City Council approves the recommendations provided in this report, the following estimated timeline would be implemented.

Refuse Procurement – Solid Waste Consulting Services Page 4

DATE	PROCURE CONSULTANT
February 2012	Publish RFP for Consulting Services
March 2012	RFPs due
April 2012	Award of contract for consulting services and confirm procurement
	strategy

TIMELINE FOR PROCUREMENT STRATEGY A		
DATE	RENEW CURRENT CONTRACT	
May 2012	Consultant reviews existing documents, identify key city issues and needs, rate	
	the current provider, meet with contractor	
July 2012	Consultant presents an analysis of the pros and cons of a competitive process	
	vs. negotiations with the existing contractor.	
Aug-Oct	Negotiations with current contractor	
2012		
Nov 2012	City Council consideration of renegotiated contract	

TIMELINE FOR PROCUREMENT STRATEGY B		
DATE	SELECT NEW CONTRACTOR	
May 2102	Consultant reviews existing documents, identify key city issues and	
	needs, rate the current provider, meet with contractor	
June 2012	Develop Scope of Work and prepare Draft RFP. Publish RFP	
July 2012	Publish RFP	
Aug 2012	Proposals Due	
Sept-Oct 2012	Proposal Review	
Nov 2012	City Council consideration of contract	
Dec-Jan 2012/13	Contractor Transition	

CONCLUSION:

If the City Council approves the staff recommendations there will be sufficient time to plan for and procure for refuse services by the end of February 2012. The extension of services by the current contractor will give staff more time to work on this project and still attend to other Public Works projects.

The use of consulting services will better ensure that the City has information regarding current pricing and the latest trends in the refuse industry for use during the procurement process. Staff will prepare an RFP for these services which allows for flexibility to later award a contract for consulting services based on a final procurement strategy as determined by the City Council.

BUDGET IMPACT:

None.

RECREATION AND COMMUNITY SERVICES DEPARTMENT

MEMORANDUM

TO: Mayor Mario F. Hernández and Councilmembers

FROM: Al Hernández, City Administrator

By: Ismael Aguila, Recreation and Community Services Operations Manager

DATE: February 21, 2012

SUBJECT: Las Palmas Park Outdoor Fitness Area

RECOMMENDATION:

It is recommended that the City Council:

- a. Authorize the City Administrator to execute the Right of Entry Permit, License and Agreement between the City and Trust of Public Land (TPL) for purchase of exercise equipment (Attachment "A"); and
- b. Adopt a Resolution (Attachment "B") approving an allocation of Quimby Funds for construction of the Las Palmas Park Outdoor Fitness Area in an amount not to exceed \$6,838.

BACKGROUND:

- 1. On April 22, 2011, Recreation and Community Services (RCS) staff met with representatives from the TPL to discuss opportunities to fund Fitness Zones (nine piece outdoor gym) for parks located within the City.
- 2. On June 12, 2011, TPL offered the City 50% funding for two outdoor Fitness Zones for Las Palmas and Pioneer Parks.
- 3. On June 22, 2011, the RCS Department accepted a proposal from TPL for one Fitness Zone at Las Palmas Park pending the City securing a 50% match.
- 4. In October 2011, the Public Works (PW) Director notified the RCS Operations Manager of previously secured funding from a California Block Grant that could be used for the acquisition, development, or rehabilitation of parks for the amount of \$44,162. The grant

Las Palmas Park Outdoor Fitness Area Page 2

required the City to match $3/7^{th}$ of the total project, thus the total amount of the project had to total a minimum of \$63,089.

- 5. In November 2011, RCS staff met with PW staff to discuss additional projects that could be used with the grant funds.
- 6. On November 22, 2011, TPL met with Senior Citizen Members of Las Palmas Park to assess their exercise equipment needs.
- 7. In December 2011, RCS and PW staff agreed to create an outdoor fitness area at Las Palmas Park that would benefit children, adults, and senior citizens of the City.
- 8. On January 24, 2012, the RCS Department submitted a project application to the Roberti-Z'berg-Harris Urban Space and Recreation Grant Program (RHZ) for permission to move forward on the upgrades to the Las Palmas Park Outdoor Fitness Area.
- 9. On February 10, 2012, RCS staff received notice from the RHZ that the Las Palmas Park Outdoor Fitness Area had been approved.

ANALYSIS:

The Trust for Public Land

TPL is a national nonprofit organization that conserves land for people to enjoy as parks, gardens, historic sites, rural lands, and other natural places. Over the years, their work has expanded to include projects from the inner city to the wilderness, and their broad experience has made them a national leader and innovator in city park creation, state and local conservation funding, and the use of GIS for conservation planning. TPL helps communities plan for growth, raise funds, acquire land, and renovate parks and playgrounds, and conducts conservation research. TPL accomplishes its mission by working in partnership with government agencies, local land trusts, and other nonprofits. Since 1972, TPL has completed more than 4,250 park and conservation projects in communities nationwide, including the Virgin Islands and Puerto Rico.

Fitness Zones

Fitness Zones are easy-to-use outdoor gyms designed to promote general health and introduce a new set of healthy activities to the park experience while creating a supportive, accessible, and social environment for getting fit. Installed in existing parks, the equipment is designed to be durable, vandal resistant, and appropriate for teenagers and adults of all fitness levels. TPL's Fitness Zones Program reflects their commitment to parks and open space in urban Los Angeles.

Parks and Health: Fighting the Obesity Epidemic

Extensive research shows that access to parks is essential for sustaining both healthy people and healthy communities. Combating the nation's growing obesity problem, however, requires more than greater access alone. Studies consistently show that easy access to equipment and facilities

Las Palmas Park Outdoor Fitness Area Page 3

increases frequency and intensity of exercise, and people are more likely to exercise when in groups or social environments.

Las Palmas Park Outdoor Fitness Area

The outdoor fitness area at Las Palmas Park is designed to provide children and parents access to exercise within close proximity of each other. The proposed project will consist of the installation of playground flooring, playground drainage, and outdoor fitness equipment. The proposed outdoor fitness area and associated improvements will occupy an approximately 2,400 square-foot area on the northeast side of the Senior Center building.

Upgrade Items and Costs			
Item	Costs (Includes material and labor)		
Outdoor Exercise Equipment (9 piece set) • 4-person leg press • Single elliptical cross trainer • 2-person lateral pull-down • 2-person sit-up incline benches • 2-person vertical press • Single cross-country ski • 4-person pendulum, abs and dip station • 2-person chest press • Level horizontal bars • Decomposed granite flooring and edging • Installation	\$53,000		
 Playground Flooring Installation of ½" resilient color wear layer Installation of 1" interior cushioning layer Removal of 12" perimeter edging 	\$21,000		
 Drainage for Playground Flooring Installation of Channel Drains 75 linear feet 	\$5,000		
TOTAL	\$79,000		

Las Palmas Park Outdoor Fitness Area Page 4

Source of Funds

Fund	Amount	% of Total
Trust of Public Land	\$28,000	35%
California Block Grant	\$44,162	56%
Quimby Funds (City)	\$6,838	9%
TOTAL	\$79,000	100%

CONCLUSION:

It is recommended that the City Council approve the Right of Entry Permit, License and Agreement between the City and TPL for purchase of exercise equipment. Staff is also recommending that the Las Palmas Park Outdoor Fitness Area be funded with Quimby Funds not to exceed \$6,838.

BUDGET IMPACT:

The Resolution provided with this report is to amend the City budget to include an allocation from Fund 19 (Quimby Act Funds), and amend Fund 10 (Grant Fund) for an increase in revenue and expenditures for this project.

There will be no budget impact to the General Fund for the Fiscal Year 2011-12.

ATTACHMENTS:

- A. Right of Entry Permit, License and Agreement
- B. Resolution

ATTACHMENT "A"

RIGHT OF ENTRY PERMIT, LICENSE AND AGREEMENT FOR PURCHASE OF EXERCISE EQUIPMENT Las Palmas Park

(TRUST FOR PUBLIC LAND – FITNESS ZONES)

Licensee:

The Trust for Public Land Tori Kjer, Program Manager The Los Angeles River Center 570 West Avenue 26, Suite 300 Los Angeles, CA 90065 Office 323-223-0441 Ext. 11 Fax 323-223-2978

City:

The City of San Fernando Ismael Aguila, Recreation & Community Services Operations Manager 208 Park Avenue San Fernando, CA 91340 Office 818-898-7381

RECITALS

This Right of Entry Permit, License and Agreement for Purchase of Exercise Equipment ("Agreement" or "Entry Permit") is made and entered into between The Trust for Public Land ("TPL" or "Licensee") and the City of San Fernando ("City") as of February 21, 2012, with respect to the following facts:

- A. The City operates and maintains real property consisting of one (1) City park more commonly known as Las Palmas Park ("Park".)
- B. TPL is a national non-profit land conservation organization that has as one of its initiatives the "Parks for People" program to assist local communities to build new parks in their neighborhoods; one part of the Parks for People program is providing exercise equipment ("Equipment") to create "Fitness Zones" in local parks for the use of area residents.
- C. This Agreement contains the terms under which TPL and City have agreed to have TPL procure Fitness Zone equipment for the Park, including (i) a Right of Entry Permit and License for TPL, TPL's contractor and their agents and employees to enter the Park, if necessary, to deliver the equipment; (ii) TPL's purchase of the Equipment; and (iii) assignment by TPL of the Equipment warranties to City and City's assumption of ownership and responsibility for the Equipment.
- D. The Equipment that TPL shall procure is identified in Exhibit "B" (Greenfield Sport Parks Equipment Specifications); and the form for TPL's assignment of the Equipment warranties and City's assumption of ownership and responsibility for the Equipment is contained in Exhibit "C" ("Form of Assignment of

Equipment Warranty"), all of said Exhibits being attached to this Agreement and incorporated herein.

E. TPL shall be reimbursed by City for its expenses in purchasing the Equipment.

NOW, THEREFORE, for good and valuable consideration, the parties mutually agree as follows:

- 1. <u>GRANT OF LICENSE</u>: Licensee, its employees, contractors and agents, after execution of this Agreement by the City's City Administrator is hereby granted a license and permit to access the Park depicted as needed for the purpose of delivering the Equipment to City in accordance with the terms of this Agreement.
- 2. <u>TERM</u>: This Agreement shall become effective upon full execution and delivery hereof by the parties ("Effective Date"). This Agreement shall expire on the date upon which the City takes possession of the Equipment and TPL assigns all warranties for the Equipment to the City, as described in Section 4 below. In no event, however, shall the term of this Agreement extend beyond one (1) year, unless mutually agreed upon in writing by the parties. Any notice hereunder to Licensee may be given by delivering the same to Licensee's Program Manager personally or by mailing the same addressed to Licensee at the address herein given for notices.
- 3. PAYMENTS. TPL shall contract for and be fully responsible for all payments to its contractors for the cost of acquisition and delivery of the Equipment to the location where City wishes to take possession of the Equipment, as specified by City. Upon mutual execution by the parties of the Assignment of Equipment Warranty described in Section 4, TPL shall seek reimbursement from City based upon presentation of acceptable evidence of its expenses.
- 4. INDEMNIFICATION. During the term of this Agreement until issuance by the City of the Acceptance Letter pursuant to Section 5 of this Agreement, TPL shall indemnify, defend and hold harmless the City, its elected and appointed officers, employees and agents (collectively, City Indemnified Parties] from and against any and all liability, including but not limited to demands, claims, actions, fees, costs and expenses (including attorneys' and expert witness' fees) arising from or connected with TPL's acts or omissions arising from or related to this Agreement, except and to the extent that such liability or claim arises from the sole negligence or willful misconduct of City, as determined by final arbitration or court decision or by the agreement of the parties, in which instance, the City shall defend, indemnify and save harmless TPL, its officers, agents and employees to the extent of such sole negligence or willful misconduct. The terms of this paragraph shall survive the termination or expiration of this Agreement.

- 5. ACCEPTANCE BY CITY AND ASSIGNMENT OF EQUIPMENT WARRANTY. Upon delivery of the Equipment to City, and City's acceptance thereof, TPL shall assign any and all warranties it receives from the manufacturer of the Equipment to City. In addition to any certificates of warranties provided by the Equipment manufacturer to TPL, TPL shall provide City with copies of invoices from its acquisition of the Equipment in order for City to make claims under the terms of the warranties. HERE, WORK IN THE CONCEPT OF AN ACCEPTANCE LETTER. SEE SECTION 8 OF THE PRIOR DRAFT TPL AGREEMENT, WHICH WAS ALSO ATTACHED TO YOUR EMAIL.
- **NOTICES**: Notices desired or required by this Agreement or by any law now or hereinafter in effect are deemed given when sent by U.S. Postal Service Certified Mail or by a reliable over-night courier with postage or charges prepaid as follows:

To TPL: Ms. Tori Kjer, Program Manager

The Trust for Public Land
Los Angeles River Center
570 West Avenue 26, Suite 2

570 West Avenue 26, Suite 300

Los Angeles, CA 90065

or such other place in California as may hereinafter be designated in writing by TPL.

To City: Al Hernandez, City Administrator

City of San Fernando 117 Macneil Street

San Fernando, CA 91340

or such other place in California as may hereinafter be designated in writing by City.

- 7. <u>INDEPENDENT STATUS</u>: This Agreement is by and between City and TPL. It is not intended and shall not be construed to create the relationship of agent, servant, employee, partnership, joint venture or association as between City and TPL.
- **8. EMPLOYEES**: All references to "TPL" herein are deemed to include the employees, agents, prime contractor and subcontractors of any tier, and anyone else required under written contract with the TPL to access the Park.
- Park, City is conveying no estate or interest in real property to Licensee, and that the right to use is only a nonexclusive, revocable and unassignable permission for Licensee to use the Park to deliver the Equipment, if so directed by City, in accordance with the terms and conditions of this Agreement. Should Licensee attempt to assign or transfer its rights under this Entry Permit in whole or part all rights hereunder shall immediately terminate.

- **10. AMENDMENTS**: No amendment of this Agreement will be binding unless in writing and signed by the parties.
- 11. MAINTENANCE. Following delivery and acceptance of the Equipment, City will be responsible for the maintenance, removal or replacement of the Fitness Zone and the Equipment, and neither TPL nor its agents or contractors shall have any responsibility therefore, except as may be otherwise provided by any warranties provided by TPL's contractors applicable to the Equipment pursuant to Section 4, above.
- **19. ASSIGNMENT**: This Agreement is personal to TPL, and in the event TPL shall attempt to assign or transfer the same in whole or part all rights hereunder shall immediately terminate.
- **20. ENTIRE AGREEMENT**. This Agreement (including the Exhibits hereto, which are incorporated herein by reference) contains the entire understanding between the parties as of the date of this Agreement, and all prior written or oral negotiations, discussions, understandings and agreements are merged herein.
- **21. AUTHORIZED SIGNATURES**. The parties will have this Agreement executed by representatives authorized to execute, amend, and enforce this Agreement.

TPL:

THE TRUST FOR PUBLIC LAND
By:, Counsel
Who hereby personally covenants, guarantees and warrants that he/she has the power and authority to obligate TPL to the terms and conditions in this Agreement.
This Agreement has been executed on behalf of the City of San Fernando by the City Council of the City of San Fernando on the 21 st day of February, 2012. Upon approval, a fully executed Agreement bearing original signatures will be mailed to TPL.
CITY:

APPROVED AS TO FORM:	
By:	
Title: City Attorney	

Exhibits:

Exhibit "A" – Greenfield Sport Parks Equipment List
Exhibit "B" – Greenfield Sport Parks Equipment Specifications
Exhibit "C" – Form of Assignment of Equipment Warranty ("Acceptance Letter")

TPL OUTDOOR FITNESS ZONE 2010 LAYOUT

Outdoor Fitness Equipment

SCOPE OF WORK

Suggested area 40' x 35'.

to site physical limitation and obstacle This suggested area varies in size due considerations. This layout is just a suggestion and by no mean can be used as a contractual commitment.

6" Concrete Curbing Perimeter

Decomposed Granite Surfacing

EQUIPMENT LIST

Single Cross Country Ski 4-Person Pendulum, Abs 2-Person Sit-Up Benches Single Elliptical Trainer Announcement Board 2-Person Lat Pull-Down 2-Level Horizontal Bar 2-Person Vertical Press 2-Person Chest Press 4-Person Leg Press GR2005-1-48A GR2005-1-48 GR2005-1-104 GR2005-1-09 GR2005-1-19 GR2005-1-45 GR2005-1-47 GR2005-1-22

GRZO15-1-47

GR2005-1-09

GR2005-1-48

12'-5"

HP2009-5-03 GR2005-1-105

EXHIBI







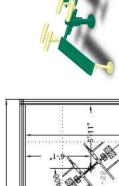
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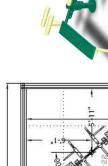


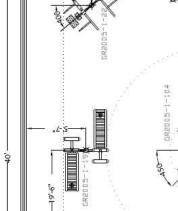


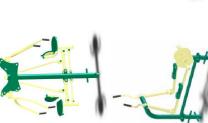






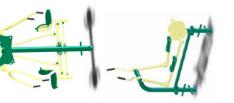












Greenfields Outdoor Fitness Equipment

Technical Specifications

Our products are built to last

Our outdoor fitness equipment is protected from rust, corrosion and chipping, it retains its strength for years without any need for lubrication, winterizing or regular maintenance. Our equipment is manufactured according to the following specifications:

- 1. All equipment is constructed of SAE 1020 High Carbon Steel.
- 2. The joints' welding is at least 2/5-1/2 inch thick.
- 3. The bearings are made of cast steel with cast steel rollers, and do not require re-lubrication.
- 4. All seats and stepping platforms are made of 2 layers of hand-shaped fiberglass.
- 5. After fabrication and welding, all parts are cold galvanized for rust protection.
- 6. All metal parts receive two layers (120-400 microns) of DuPont Powder Coat.
- 7. An additional layer of polyurethane UV3 (450 microns) is applied to all metal parts for ultraviolet protection.

Installation

Our equipment is made from heavy steel pipes and is subject to heavy forces and torques when in use. Extra care must be taken to ensure that the equipment is securely installed so that it can be safely enjoyed for years to come.

There are two methods of installation for our equipment:

- 1) Permanent installation in which the equipment post extensions are placed in concrete footings
- 2) Surface mount installation with posts bolted to concrete

We strongly recommend that the equipment be installed using concrete footings. We recommend hiring a licensed installation company to ensure that the equipment is installed correctly and according to our specifications. Full installation instructions and equipment specifications will be provided on request.

Color

Our equipment is available in two color combinations: green and tan or red, black and yellow.

The green and tan color combination blends into the park environment best.

The red, black and yellow combination is very attractive and stands out from a distance.

Warranty

In light of the quality of our products and the manufacturing process, we are proud to offer a 15 year limited warranty--one of the best warranties in our industry. For detailed information on our warranty, please see our catalog.

Safety

Safety is of the utmost importance to everyone. Our exclusive durable outdoor fitness equipment follows the highest safety standards, is built-to-last and requires virtually no maintenance. Greenfields Outdoor Fitness' equipment can be used by anyone aged 14 years and up with minimal concern of injury.

The California Playground Regulations only apply to play equipment designed for children under the age of 12. Exercise equipment designed for use by people over the age of 12 is specifically excluded from these requirements.

We recommend that our exercise equipment be installed at a location which is separated from children's play areas. In addition, this location and the installed equipment should be identified with proper signage and labels as intended for use by people over the age of 14. Each installed unit comes with a safefy label and with a user guide label. In addition, we also offer large signage to identify the entire location.

EXHIBIT "C"

Assignment of Equipment Warranty

Date

Ms. Tori Kjer, Program Manager The Trust for Public Land Los Angeles River Center 570 West Avenue 26, Suite 300 Los Angeles, CA 90065

RE: ASSIGNMENT OF WARRANTIES; LAS PALMAS PARK

Dear Ms. Kjer:

Pursuant to the provisions of Section 4 of that Right of Entry Permit, License and Agreement for Purchase of Exercise Equipment [PARK] ("Agreement") between the City of San Fernando ("City") and The Trust for Public Land ("TPL") dated _______, City hereby accepts delivery of the Fitness Zone Equipment as of the date of this letter.

By counter-signature of TPL's authorized representative, below, TPL hereby assigns all warranties in its favor from the supplier of the Fitness Zone Equipment to City, and agrees to provide City with copies of all invoices and certificates of warranty pertaining thereto for equipment purchased by The Trust for Public Land ("TPL") in connection with TPL's Fitness Zone project.

City hereby accepts this assignment of warranties and agrees to assume responsibility for the installation, maintenance and operation of the Equipment pursuant to the terms of this Assignment of Warranties as of the date of this letter.

ASSIGNOR:
The Trust for Public Land, a
California nonprofit corporation

Name: Tori Kjer
Title: Program Manager

AGREED TO AND ACCEPTED BY:
City of San Fernando
Department of Recreation & Community Services

Name: Ismael Aguila
Title: Recreation & Community Services

Operations Manager

ATTACHMENT "B"

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN FERNANDO AMENDING THE BUDGET FOR THE FISCAL YEAR 2011-2012 ADOPTED ON JULY 18, 2011

WHEREAS, the City of Council has received and considered the proposed adjustment to the budget for Fiscal Year 2012, commencing July 1, 2011, and ending June 30, 2012; and

WHEREAS, the City Council has determined that it is necessary to increase the expenditures of the Current City; and

WHEREAS, an annual budget for the City of San Fernando for the Fiscal Year beginning July 1, 2011 and ending June 30, 2012, a copy of which is on file in the City Clerk's Office, has been adopted on July 18, 2011.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN FERNANDO DOES HEREBY RESOLVE, FIND, DETERMINE AND ORDER AS FOLLOWS:

Section 1: The following adjustment in expenditures is made in the named City fund:

- i. Quimby Fee Fund (19) Increase in Expenditures: (not to exceed) \$6,838.00 (Las Palmas Park Outdoor Fitness Area);
- ii. Grant Fund (10) Increase in Expenditures: (not to exceed) \$44,162.00 (Las Palmas Park Outdoor Fitness Area);
- iii. Grant Fund (10) Increase in Revenues: (not to exceed) \$44.162.00 (Las Palmas Park Outdoor Fitness Area)

PASSED, APPROVED, AND A	i day of i	editiary, 2012.
	•	•

	Mario F. Hernández, Mayor	-
ATTEST:		
Elena G. Chávez, City Clerk		

STATE OF CALIFORNIA COUNTY OF LOS ANGELES CITY OF SAN FERNANDO)) ss)
	the foregoing Resolution was approved and adopted at a held on the 21 st day of February, 2012, by the following
AYES:	
NOES:	
ABSENT:	
Elena G. Chávez, City Clerk	



CITY COUNCIL

MEMORANDUM

TO: Mayor Mario F. Hernández and Councilmembers

FROM: Councilmember Sylvia Ballin

DATE: February 21, 2012

SUBJECT: Termination of City Administrator's Employment Agreement

I have placed this on the agenda for City Council consideration.

Per the terms of the Employment Agreement, the City may terminate the agreement upon ninety (90) days written notice.

February 21, 2012, will be the official notification date (May 20, 2012 will be last date of employment with the City).

ATTACHMENTS:

- A) Contract No. 1659
- B) Contract No. 1659(a) Amendment

ATTACHMENT "A" CONTRACT NO. 1655

CITY ADMINISTRATOR

EMPLOYMENT AGREEMENT

This employment agreement ("Agreement") is entered into this 21st day of March, 2011, for the purpose of the City of San Fernando ("City") employing the services of Alfonso Hernández ("Hernández") as City Administrator (hereinafter collectively "parties").

In consideration of the mutual terms, covenants and conditions herein, the parties agree as follows:

SECTION 1. General

City engages Hernández on a full time basis as City Administrator of City to perform the functions and duties specified in the San Fernando Municipal Code, Chapter 2, Article III, Division 2, and to perform such other legally permissible duties and functions as the City Council may from time to time assign.

SECTION 2. Term

- A. The term of this Agreement shall be at-will, commencing on March 21, 2011. The Agreement may be terminated by either party at any time subject to the notification and termination provisions below.
- B. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of Hernández to voluntarily terminate or resign at any time from his position with the City. Hernandez agrees to provide the City with thirty (30) days notice before voluntarily terminating or resigning his position with the City.

SECTION 3. Termination

The City may terminate this Agreement at any time, with or without cause, upon ninety (90) days written notice to Hernández, with the exception that the City shall not provide notice of termination within ninety (90) days after the date of a general municipal election.

SECTION 4. Compensation

City agrees to pay Hernández for his services rendered pursuant hereto an annual base compensation of ONE HUNDRED FORTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$147,500) payable in installments at the same time other employees of the City are paid. For so long as Hernández satisfies the City's standard criteria for Bi-Lingual pay, he shall be paid an additional ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200) per year, for a TOTAL of ONE HUNDRED FORTY-EIGHT THOUSAND SEVEN HUNDRED DOLLARS (\$148,700). The City Council may consider a salary increase in conjunction with the agreed upon annual performance evaluations.

SECTION 5. Hours of Work

- A. Hernández is an exempt employee but is expected to engage in those hours of work that are necessary to fulfill the obligations of the City Administrator position. The City Administrator is expected to be available at all times.
- B. It is recognized that Hernández must devote a great deal of time to the business of the City outside of the City's customary office hours, and to that end his schedule of work each day and week shall vary in accordance with the work required to be performed. Hernández shall spend sufficient hours on site to perform the City Administrator's duties. Nevertheless, Hernández shall be entitled to a 9/80 work schedule, consistent with that available to the City's managers and directors.

SECTION 6. Additional Benefits and Coverage

- A. In addition to compensation, Hernández shall receive the following:
- B. Management Leave of one hundred twenty (120) hours annually, accrued in the same manner as all other management employees. The City shall compensate Hernández for unused Management Leave at the end of each calendar year.
- C. P.E.R.S. retirement two percent (2%) at fifty-five (55) with employee contribution paid by the City.
 - D. Social Security and Medi Care coverage as required by law.
 - E. Full (100%) paid medical, dental and vision (including family coverage).
 - F. Long term disability program on terms offered to other management employees.
 - G. Annual Leave program (sick and vacation combined), of twenty (20) days (160 hours).
 - H. Twelve holidays per year the same as all other employees.
- I. Training allowance of up to Three Thousand Dollars (\$3,000) per year for courses and seminars that are necessary for his professional development and for the good of the City, subject to City Council approval.

SECTION 7. Expenses

A. City agrees to budget and to pay the professional dues and subscriptions of Hernández necessary for his continuation and participation in national, State and local associations and organizations necessary and desirable for his continued professional participation, growth, and advancement or for the good of the City, all of which may be subject to review and approval by City from time to time.

B. City hereby agrees to budget and to pay the travel and subsistence expenses of Hernández for official travel, meetings, and occasions adequate to continue the professional development of Hernández and to adequately pursue necessary official and other functions for the City, including but not limited to national, State and local conferences, governmental groups and committees in which Hernández serves as a member, all of which may be subject to review and approval by City from time to time. Travel out of state requires the prior approval of the City Council.

SECTION 8. Performance Evaluation

- A. Annual performance evaluations are an important way for the City Council and Hernández to ensure effective communications about expectations and performance. The City Council recognizes that for Hernández to respond to its needs and to grow in the performance of his job, Hernández needs to know how the City Council evaluates his performance.
- B. To assure that the City Administrator receives this feedback, the City Council shall conduct an evaluation of Hernández's performance at least once each year. The first performance evaluation shall take place on or about June 1, 2011, and thereafter on or about June 1 of each year. Hernández shall establish a mutually convenient time, and timely agendize all such performance evaluations.
- C. The annual review and evaluation shall be in accordance with specific criteria developed jointly by the City Council and Hernández. Such criteria may be added to or deleted as the City Council may from time to time determine and advise Hernández. The City Council and Hernández shall define such goals and performance objectives as they mutually determine are necessary for the proper operation of the City for the attainment of the City Council's policy objectives, and the City Council and Hernández shall further establish a relative priority among those goals and performance objectives.

SECTION 9. ICMA Code of Ethics

- A. Hernández agrees to become a member of the International City Management Association ("ICMA"). The Parties mutually desire that Hernández be subject to and comply with the ICMA Code of Ethics (Exhibit "A").
 - B. Hernández agrees to comply with the ICMA Code of Ethics.
- C. The City and the City Council agree that neither the City Council nor any of its members will give Hernández any order, direction, or request that would require Hernández to violate the ICMA Code of Ethics.

SECTION 10. Conflict of Interest

A. Hernández shall not engage in any business or transaction or have a financial or other personal interest or association, direct or indirect, which is in conflict with the proper discharge of official duties or would tend to impair independence of judgment or action in the performance of official duties. Personal as distinguished from financial interest includes an interest arising from blood or marriage relationships or close business, personal, or political relationships or

associations. This section shall not serve to prohibit independent acts or other forms of enterprise during those hours not covered by active City employment, providing such acts do not constitute a conflict of interest as defined herein.

- B. Hernández shall also be subject to the conflict of interest provisions of the California Government Code and any conflict of interest code applicable to his City employment.
- C. Hernández is responsible for submitting to the City Clerk the appropriate Conflict of Interest Statements at the time of appointment, annually thereafter, and at the time of separation from his position.

SECTION 11. Other Terms and Conditions of Employment

The City Council may fix any such other terms and conditions of employment as it may determine from time to time, relating to the performance of Hernández, provided such terms and conditions are not inconsistent with or in conflict with the provisions of this Agreement or the general laws of the City.

SECTION 12. General Provisions

- A. This Agreement constitutes a single integrated contract expressing the entire agreement of the parties thereto. There are no other agreements, written or oral, express or implied, between Hernández and the City, except the agreements set forth in this Agreement.
- B. If any provision, or any portion hereof, contained in this Agreement, is held to be unconstitutional, invalid, or unenforceable, the remainder of this Agreement, or portion thereof, shall be deemed severable and shall not be affected and remain in full force and effect.
- C. This Agreement is executed and delivered in the State of California and the rights and obligations of the parties herein shall be construed and enforced in accordance with the laws of the State of California.
- D. In the event of any inconsistencies between the rules, policies and regulations of the City, this Agreement shall govern.
- E. This Agreement cannot be amended, modified or supplemented in any respect except by written agreement entered into by Hernández and City.
- F. This Agreement shall not be construed against any one party, but shall be construed as if jointly prepared by Hernández and City. Any uncertainty or ambiguity shall not be construed against any one party.
- G. Each of the parties acknowledges that it has been represented by independent counsel of its choice throughout all negotiations preceding this Agreement and that it has executed this Agreement with consent and upon the advice of such counsel.

IN WITNESS WHEREOF, the City of San Fernando has caused this Agreement to be signed and executed in its behalf by the Mayor, and Hernández has signed and executed this Agreement, both in duplicate, the day and year first above written.

CITY	OF	SAN	FERN	IANDO
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Mario F. Hernández, Mayor

Alfonso Hernandez

APPROVED AS TO FORM:

Michael Estrada, City Attorney

Counsel for Hernández

ATTEST:

Elena G. Chávez, City Clerk

EXHIBIT "A"

ICMA Code of Ethics With Guidelines

The ICMA Code of Ethics was adopted by the ICMA membership in 1924, and most recently amended by the membership in May 1998. The Guidelines for the Code were adopted by the ICMA Executive Board in 1972, and most recently revised in July 2004.

The mission of ICMA is to create excellence in local governance by developing and fostering professional local government management worldwide. To further this mission, certain principles, as enforced by the Rules of Procedure, shall govern the conduct of every member of ICMA, who shall:

- Be dedicated to the concepts of effective and democratic local government by responsible elected officials and believe that professional general management is essential to the achievement of this objective.
- Affirm the dignity and worth of the services rendered by government and maintain a constructive, creative, and practical attitude toward local government affairs and a deep sense of social responsibility as a trusted public servant.

Guideline

Advice to Officials of Other Local Governments. When members advise and respond to inquiries from elected or appointed officials of other local governments, they should inform the administrators of those communities.

Be dedicated to the highest ideals of honor and integrity in all public and personal relationships in order that the member may merit the respect and confidence of the elected officials, of other officials and employees, and of the public.

Guidelines

Public Confidence. Members should conduct themselves so as to maintain public confidence in their profession, their local government, and in their performance of the public trust.

Impression of Influence. Members should conduct their official and personal affairs in such a manner as to give the clear impression that they cannot be improperly influenced in the performance of their official duties.

Appointment Commitment. Members who accept an appointment to a position should not fail to report for that position. This does not preclude the possibility of a member considering several offers or seeking several positions at the same time, but once a bona fide offer of a position has been accepted, that commitment should be honored. Oral acceptance of an employment offer is considered binding unless the employer makes fundamental changes in terms of employment.

Credentials. An application for employment or for ICMA's Voluntary Credentialing Program should be complete and accurate as to all pertinent details of education, experience, and personal history. Members should recognize that both omissions and inaccuracies must be avoided.

Professional Respect. Members seeking a management position should show professional respect for persons formerly holding the position or for others who might be applying for the same position. Professional respect does not preclude honest differences of opinion; it does preclude attacking a person's motives or integrity in order to be appointed to a position.

Reporting Ethics Violations. When becoming aware of a possible violation of the ICMA Code of Ethics, members are encouraged to report the matter to ICMA. In reporting the matter, members may choose to go on record as the complainant or report the matter on a confidential basis.

Confidentiality. Members should not discuss or divulge information with anyone about pending or completed ethics cases, except as specifically authorized by the Rules of Procedure for Enforcement of the Code of Ethics.

Seeking Employment. Members should not seek employment for a position having an incumbent administrator who has not resigned or been officially informed that his or her services are to be terminated.

 Recognize that the chief function of local government at all times is to serve the best interests of all of the people.

Guideline

Length of Service. A minimum of two years generally is considered necessary in order to render a professional service to the local government. A short tenure should be the exception rather than a recurring experience. However, under special circumstances, it may be in the best interests of the local government and the member to separate in a shorter time. Examples of such circumstances would include refusal of the appointing authority to honor commitments

concerning conditions of employment, a vote of no confidence in the member, or severe personal problems. It is the responsibility of an applicant for a position to ascertain conditions of employment. Inadequately determining terms of employment prior to arrival does not justify premature termination.

5. Submit policy proposals to elected officials; provide them with facts and advice on matters of policy as a basis for making decisions and setting community goals; and uphold and implement local government policies adopted by elected officials.

Guideline

Conflicting Roles. Members who serve multiple roles—working as both city attorney and city manager for the same community, for example—should avoid participating in matters that create the appearance of a conflict of interest. They should disclose the potential conflict to the governing body so that other opinions may be solicited.

- 6. Recognize that elected representatives of the people are entitled to the credit for the establishment of local government policies; responsibility for policy execution rests with the members.
- Refrain from all political activities which undermine public confidence in professional administrators.
 Refrain from participation in the election of the members of the employing legislative body.

Guidelines

Elections of the Governing Body. Members should maintain a reputation for serving equally and impartially all members of the governing body of the local government they serve, regardless of party. To this end, they should not engage in active participation in the election campaign on behalf of or in opposition to candidates for the governing body.

Elections of Elected Executives. Members should not engage in the election campaign of any candidate for mayor or elected county executive.

Running for Office. Members shall not run for elected office or become involved in political activities related to running for elected office. They shall not seek political endorsements, financial contributions or engage in other campaign activities.

Elections. Members share with their fellow citizens the right and responsibility to vote and to voice their opinion on public issues. However, in order not to impair their effectiveness on behalf of the local governments they serve, they shall not participate in political activities to support the candidacy of individuals running for any city, county, special district, school, state or federal offices. Specifically,

they shall not endorse candidates, make financial contributions, sign or circulate petitions, or participate in fund-raising activities for individuals seeking or holding elected office.

Elections in the Council-Manager Plan. Members may assist in preparing and presenting materials that explain the council-manager form of government to the public prior to an election on the use of the plan. If assistance is required by another community, members may respond. All activities regarding ballot issues should be conducted within local regulations and in a professional manner.

Presentation of Issues. Members may assist the governing body in presenting issues involved in referenda such as bond issues, annexations, and similar matters.

 Make it a duty continually to improve the member's professional ability and to develop the competence of associates in the use of management techniques.

Guidelines

Self-Assessment. Each member should assess his or her professional skills and abilities on a periodic basis.

Professional Development. Each member should commit at least 40 hours per year to professional development activities that are based on the practices identified by the members of ICMA.

- Keep the community informed on local government affairs; encourage communication between the citizens and all local government officers; emphasize friendly and courteous service to the public; and seek to improve the quality and image of public service.
- 10.Resist any encroachment on professional responsibilities, believing the member should be free to carry out official policies without interference, and handle each problem without discrimination on the basis of principle and justice.

Guideline

Information Sharing. The member should openly share information with the governing body while diligently carrying out the member's responsibilities as set forth in the charter or enabling legislation.

 Handle all matters of personnel on the basis of merit so that fairness and impartiality govern a member's decisions, pertaining to appointments, pay adjustments, promotions, and discipline.

Guideline

Equal Opportunity. All decisions pertaining to appointments, pay adjustments, promotions, and discipline should prohibit discrimination because of race, color, religion, sex, national origin, sexual orientation, political affiliation, disability, age, or marital status.

It should be the members' personal and professional responsibility to actively recruit and hire a diverse staff throughout their organizations.

 Seek no favor; believe that personal aggrandizement or profit secured by confidential information or by misuse of public time is dishonest.

Guldelines

Gifts. Members should not directly or indirectly solicit any gift or accept or receive any gift—whether it be money, services, loan, travel, entertainment, hospitality, promise, or any other form—under the following circumstances: (1) it could be reasonably inferred or expected that the gift was intended to influence them in the performance of their official duties; or (2) the gift was intended to serve as a reward for any official action on their part.

It is important that the prohibition of unsolicited gifts be limited to circumstances related to improper influence. In *de minimus* situations, such as meal checks, some modest maximum dollar value should be determined by the member as a guideline. The guideline is not intended to isolate members from normal social practices where gifts among friends, associates, and relatives are appropriate for certain occasions.

Investments in Conflict with Official Duties. Member should not invest or hold any investment, directly or indirectly, in any financial business, commercial, or other private transaction that creates a conflict with their official duties.

In the case of real estate, the potential use of confidential information and knowledge to further a member's personal interest requires special This guideline recognizes that consideration. members' official actions and decisions can be influenced if there is a conflict with personal investments. Purchases and sales which might be interpreted as speculation for quick profit ought to be avoided (see the guideline on "Confidential Information").

Because personal investments may prejudice or may appear to influence official actions and decisions, members may, in concert with their governing body, provide for disclosure of such investments prior to accepting their position as local government

administrator or prior to any official action by the governing body that may affect such investments.

Personal Relationships. Member should disclose any personal relationship to the governing body in any instance where there could be the appearance of a conflict of interest. For example, if the manager's spouse works for a developer doing business with the local government, that fact should be disclosed.

Confidential Information. Members should not disclose to others, or use to further their personal interest, confidential information acquired by them in the course of their official duties.

Private Employment. Members should not engage in, solicit, negotiate for, or promise to accept private employment, nor should they render services for private interests or conduct a private business when such employment, service, or business creates a conflict with or impairs the proper discharge of their official duties.

Teaching, lecturing, writing, or consulting are typical activities that may not involve conflict of interest, or impair the proper discharge of their official duties. Prior notification of the appointing authority is appropriate in all cases of outside employment.

Representation. Members should not represent any outside interest before any agency, whether public or private, except with the authorization of or at the direction of the appointing authority they serve.

Endorsements. Members should not endorse commercial products or services by agreeing to use their photograph, endorsement, or quotation in paid or other commercial advertisements, whether or not for compensation. Members may, however, agree to endorse the following, provided they do not receive any compensation: (1) books or other publications; (2) professional development or educational services provided by nonprofit membership organizations or recognized educational institutions; (3) products and/or services in which the local government has a direct economic interest.

Members' observations, opinions, and analyses of commercial products used or tested by their local governments are appropriate and useful to the profession when included as part of professional articles and reports.

ATTACHMENT "B" CONTRACT NO. 1655(a)

CITY ADMINISTRATOR

AMENDMENT TO EMPLOYMENT AGREEMENT

This amendment to employment agreement ("Amendment") is dated May 2, 2011 for reference purposes only, and is between the City of San Fernando ("City") and Alfonso Hernández ("Hernández").

- A. The City and Hernandez previously entered into that certain Employment Agreement dated March 21, 2011 (the "Agreement"), pursuant to which the City designated Hernandez as City Administrator.
 - B. The parties desire to clarify the terms of the Agreement The parties therefore agree as follows:
 - 1. Paragraph A of Section 2 of the Agreement is hereby revised to read as follows: "The term of this Agreement shall be at-will, commencing on April 1, 2011. The Agreement may be terminated by either party at any time subject to the notification and termination provisions below."
 - 2. Paragraph E of Section 6 of the Agreement is hereby revised to read as follows: "Full (100%) City paid medical, dental and vision insurance (including family coverage), not limited to HMO maximums."
 - 3. Section 6 of the Agreement is hereby amended to add Paragraphs J and K, as follows:
 - "J. City paid \$50,000 Basic Life and AD & D insurance policy at no cost to the employee."
 - "K. City shall continue to pay the full cost of medical insurance premiums for Hernández and eligible dependents upon Hernández' retirement from the City. The medical insurance shall be at the same level as provided to Hernández while an active employee."
 - 4. Except as amended by this Amendment, the Agreement shall remain in full force and effect.

The parties are signing this Amendment on the date stated in the introductory clause.

CITY OF SAN FERNANDO

Mario F. Hernández, Mayor

Alfonso Hernández

APPROVED AS TO FORM:

ATTEST:

Michael Estrada, City Attorney

Elena G. Chávez, City Clerk



CITY COUNCIL

MEMORANDUM

TO: City Councilmembers

FROM: Mayor Mario F. Hernández

DATE: February 21, 2012

SUBJECT: Direct Staff to Coordinate Investigation with Metropolitan Water District (MWD)

Regarding the Potential Misuse of Public/Utility Funds Regarding Recent MWD

Water Inspection Tour by Councilmember Ballin

I have placed this on the agenda for City Council discussion and consideration.