

**SAN FERNANDO CITY COUNCIL
MINUTES**

**SEPTEMBER 3, 2019 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Joel Fajardo called the meeting to order at 6:02 p.m.

Present:

Council: Mayor Joel Fajardo (left at 7:17 p.m.), Vice Mayor Sylvia Ballin, and Councilmembers Robert C. Gonzales (arrived at 6:48 p.m.), and Hector A. Pacheco

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

Absent: Councilmember Antonio Lopez

PLEDGE OF ALLEGIANCE

Led by Personnel Manager Michael Okafor

APPROVAL OF AGENDA

Vice Mayor Ballin announced that she would like the meeting to adjourn in memory of Jose Hernandez Martinez and Claudia Garcia.

Motion by Vice Mayor Ballin, seconded by Councilmember Pacheco, to approve the agenda and when adjourning, close in memory of the aforementioned people. By consensus, the motion carried.

City Manager Kimball announced that staff is working on a process to appoint a replacement for Councilmember Antonio Lopez when his seat becomes vacant, pursuant to his upcoming resignation.

Mayor Fajardo asked if there were audience members who wished to speak on the following item that was moved up; there were no public comments.

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10) CONSIDERATION TO APPOINT A TRANSPORTATION AND SAFETY COMMISSIONER

Councilmember Pacheco introduced Nicole Mohr who made a few comments.

Motion by Councilmember Pacheco, seconded by Vice Mayor Ballin, to appoint Nicole Mohr as Councilmember Pacheco's representative to the Transportation and Safety Commission and to vacate the incumbent seat. By consensus, the motion carried.

PUBLIC STATEMENTS – WRITTEN/ORAL

Jesse Avila, City Liaison to the Greater L.A. County Vector Control District, gave an update regarding GLACVCD activities.

Christna Ilejay, representing Santa Rosa youth athletics, referenced a letter received from the City, said that she hoped for an opportunity to fix the non-compliance issues, addressed increased participation, and asked Council to consider impacts to the children.

Frank Delgado reported he has been in the Santa Rosa Little League for eight years, commented on the hard work by the Board, spoke about the notice from the City, hoped for an opportunity to address compliance issues, and expressed disappointment regarding termination of the contract.

At this time, Councilmembers took a brief break to allow Martinez family member to take a photo with Councilmembers.

Gilbert Cabral, resident, spoke in support of the Santa Rosa Little League and hoped the City will allow them to resolve compliance issues.

Marcos Martinez, President, Santa Rosa Little League, spoke in support of the league and hoped the City will allow them to resolve compliance issues and permit the program to continue.

Miguel Torres spoke in support of the Santa Rosa Little League, hoped the kids will be given a fair shot, and urged the City to allow the program to continue.

Lupita Gonzales expressed concerns regarding the San Fernando Mall Association and their use of business-owner fees, the needs of the business owners and lack of promotional activities in the mall, and commented on her intent to become a board member and was surprised when she was asked for tax information.

Lupe Garcia spoke in support of the Santa Rosa Little League and urged the City to consider allowing the program to continue.

Marcela Rodriguez spoke in support of the Santa Rosa Little League and urged the City to consider allowing the program to continue.

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City Manager Kimball thanked the speakers for attending, said that the City is not shutting down the League (the intent is to resolve contractual compliance issues), that the League has the option to rent the field as is done with other groups, and added that the City is looking to initiate its own baseball league out of Las Palmas Park and he encouraged parents to participate.

At this time (6:48 p.m.), Councilmember Gonzales arrived.

CITY COUNCIL - LIAISON UPDATES

Councilmember Gonzales provided an update on the Metro Service Council, indicated the Independent Cities Association will meet next week and commented on the upcoming Census meeting.

Councilmember Pacheco announced a Southern California Association of Governments meeting on September 5, and stated he will provide a full report at the next City Council meeting.

Vice Mayor Ballin gave an update regarding the Metropolitan Water District meeting on August 19, and reported on several upcoming ad hoc committee meetings. Per her request, City Manager Kimball provided a brief update on the activities of the Water and Sewer Ad Hoc Committee and reported that the item will be on Council's agenda in September.

Mayor Fajardo reported attending the Valley Economic Alliance meeting and thanked staff for their work. He announced he would need to leave tonight's meeting at 7:15 p.m.

CONSENT CALENDAR

Motion by Vice Mayor Ballin, seconded by Councilmember Pacheco, to approve the Consent Calendar Items:

- 1) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE WARRANT REGISTER
- 2) CONSIDERATION TO ADOPT RESOLUTIONS AMENDING THE FISCAL YEAR (FY) 2019-2020 SALARY PLAN AND TABLE OF ORGANIZATION TO IMPLEMENT CERTAIN CHANGES IN THE APPROVED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE SAN FERNANDO POLICE CIVILIANS' ASSOCIATION, SAN FERNANDO MANAGEMENT GROUP, AND SAN FERNANDO PART-TIME EMPLOYEES' BARGAINING UNIT
- 3) CONSIDERATION TO ADOPT A RESOLUTION APPROVING A NEW JOB SPECIFICATION FOR DEPUTY CITY CLERK/MANAGEMENT ANALYST
- 4) CONSIDERATION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH PUKÚU CULTURAL COMMUNITY SERVICES TO PROVIDE YOUTH DIVERSION PROGRAM SERVICES

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- 5) CONSIDERATION TO APPROVE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND YOUNG WOMEN’S CHRISTIAN ASSOCIATION OF SAN GABRIEL VALLEY TO IMPLEMENT THE ELDERLY NUTRITION PROGRAM
- 6) CONSIDERATION TO APPROVE THE PURCHASE OF A 2019 FORD F550 4X2 ALTEC ARTICULATING TELESCOPE AERIAL DEVICE FROM ALTEC INDUSTRIES INCORPORATED

By consensus, the motion carried.

ADMINISTRATIVE REPORTS

- 7) RECEIVE A PRESENTATION FROM THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) REGARDING THE SIXTH CYCLE REGIONAL HOUSING NEEDS ASSESSMENT

Ma’Ayn Johnson, Housing & Land Use Planner with SCAG, presented the staff report and replied to questions from Councilmembers.

Discussion followed regarding High Quality Transit Areas, future and planned transit stations, cities complying with the current formula for Regional Housing Needs Assessment numbers, challenges with enforcement, efforts at the State level to increase compliance, and the possibility of having other communities stepping up in terms of building low-income housing, over production in the current cycle, and calculating what other cities are expected to produce.

Mayor Fajardo asked staff to look into the appeals process and networking with other similar cities.

At this time (7:17 p.m.) Mayor Fajardo left the Council Chambers.

Vice Mayor Ballin took over as the presiding officer.

- 8) RECEIVE AND FILE AN UPDATE ON THE CITY’S EMERGENCY PREPAREDNESS EFFORTS AND REVIEW OF THE CITY OF LOS ANGELES SEISMIC RETROFIT PROGRAM

Police Chief Vairo and Police Sergeant Irwin Rosenberg made a brief presentation on the City's Emergency Preparedness Efforts.

Deputy City Manager/Director of Community Development Timothy Hou provided a report on the City of Los Angeles Seismic Retrofit Program.

Discussion followed regarding the importance of CERT teams and an updated contact list, working with Los Angeles Fire Department and the Red Cross, conducting City-wide training, requirements of City employees as disaster workers, the possibility of providing family care

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during emergencies, a cyber-ransom trend, Council's consideration of a mandate for seismic retrofits, penalty fees dictated by local agencies, compliance rates, and determining staffing needs to increase compliance and develop a roadmap.

Vice Mayor Ballin asked for a discussion regarding active shooters at upcoming meetings.

Direction was given to staff and there was no formal motion taken.

9) **CONSIDERATION TO ADOPT AN ORDINANCE AND RESOLUTION TO CREATE A SIDEWALK VENDING PROGRAM AND REGULATIONS IN THE CITY OF SAN FERNANDO IN COMPLIANCE WITH SENATE BILL 946**

Deputy City Manager/Director of Community Development Hou presented the staff report. He and Assistant City Attorney Padilla replied to questions from Councilmembers.

Discussion followed regarding relevant violations and fees, requiring mats on the ground and on sidewalks, in the cooking area to avoid grease spills/damage in the resolution, and the possibility of charging for pressure washing.

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

- a. Waive full reading and adopt Ordinance No. 1688 by title, “An Ordinance of the City Council of the City of San Fernando, California, Repealing in Part and Amending in Part Chapter 58 (Peddlers and Solicitors) of the San Fernando Municipal Code to Create a Sidewalk Vending Program in Compliance with Senate Bill 946, and Amending Related Provisions of the San Fernando Municipal Code”; and
- b. Adopt Resolution No. 7942 to adopt regulations governing sidewalk vending in the as modified to include a requirement to place tarps/mats on the ground, under the cooking area to avoid grease spills/damage.

By consensus, the motion carried.

STAFF COMMUNICATION INCLUDING COMMISSION UPDATES

City Clerk Chávez reminded everyone that a County representative would attend the next meeting to make a presentation and demonstrate the new voting machine and she reported that the Education Commission kicked off their 2019-20 academic year and the Student of the Month Program, and will be holding a Principals’ Brunch on October 25.

Police Chief Vairo asked to adjourn the meeting in memory of boating accident victims off Santa Cruz Island.

Director of Recreation and Community Services Julian Venegas reported the Youth Basketball and Soccer Programs are up and running, addressed upcoming senior programs and events and

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noted that the next Parks, Wellness, and Recreation Commission meeting will be held on September 10.

Deputy City Manager/Director of Community Development Hou reported staff is scheduling the next step in the Downtown Economic Development matter and the first community input meeting, and the Planning and Preservation Commission will meet on September 4.

City Manager Kimball reported upcoming agenda items for Council's consideration, noted the City Manager's report has been published, thanked members of the public who provided input regarding the Santa Rosa Little League, and listed upcoming large projects in the City.

GENERAL COUNCIL COMMENTS

At Councilmember Pacheco's request, City Manager Kimball provided an update on the search for a new Director of Public Works. Also at his request, Deputy City Manager/Director of Community Development Hou provided a brief update on the Big Bus operation.

Discussion followed regarding the allocation and plans for trees in the City.

Vice Mayor Ballin said it was a great day in San Fernando (meeting ended early) and thanked everyone who stayed for the meeting.

RECESS TO CLOSED SESSION (8:14 P.M.)

A) CONFERENCE WITH LABOR NEGOTIATOR

G.C. §54957.6

Designated City Negotiators:

City Manager Nick Kimball

City Attorney Rick Olivarez

Assistant City Attorney Richard Padilla

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

San Fernando Management Group (SEIU, Local 721)

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

San Fernando Police Officers Association

San Fernando Police Officers Association Police Management Unit

San Fernando Police Civilian Association

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

All Unrepresented Employees

B) CONFERENCE WITH REAL PROPERTY NEGOTIATOR

G.C. §54956.8

Property: 13441 Foothill Blvd., Sylmar, City of Los Angeles

Agency Negotiator: City Manager Nick Kimball, Lead Negotiator

City Attorney Rick Olivarez

Assistant City Attorney Richard Padilla

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- Negotiating Parties: Brian Board and Christina Garay of Rodeo Realty on behalf of Richard C. Patterson, as to an undivided 50% interest in the subject property and David M. Kull and Ronna Kull, Trustees of the David and Ronna Kull Trust dated March 30, 2007, as to an undivided 50% interest in the subject property
- Under Discussion: Price and Terms of Payment as relates to Option to Purchase Agreement

RECONVENE/REPORT OUT FROM CLOSED SESSION (8:30 P.M.)

Assistant City Attorney Padilla noted that both Mayor Fajardo and Councilmember Gonzales were absent, and reported the following:

Item A – Update provided by City Manager Kimball, but no final action was taken.

Item B – Update provided by Deputy City Manager/Director of Community Development Hou, but no final action taken.

ADJOURNMENT (8:30 P.M.)

Motion by Vice Mayor Ballin, seconded by Councilmember Gonzales, to adjourn the meeting in memory of Jose Hernandez Martinez, Claudia Garcia, and the victims of the recent boating accident off Santa Cruz Island. By consensus, the motion carried.

I do hereby certify that the foregoing is a true and correct copy of the minutes of September 3, 2019, meeting as approved by the San Fernando City Council.

*Elena G. Chávez, CMC
City Clerk*