

**SAN FERNANDO CITY COUNCIL
MINUTES**

**JULY 15, 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, Vice Mayor Sylvia Ballin, and Councilmembers Antonio Lopez, and Hector A. Pacheco

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

Absent: Councilmember Robert C. Gonzales

PLEDGE OF ALLEGIANCE

Led by Police Chief Anthony Vairo

APPROVAL OF AGENDA

City Attorney Padilla announced that Vice Mayor Ballin requested to add an item (Item No. 10) to the agenda directing the preparation of a letter, on behalf of the City, regarding recent comments by President Trump to certain members of Congress. He announced that it was a walk-on item that came to staff's attention after the agenda was posted and there is a need for immediate action.

City Manager Kimball requested to postpone Item Nos. 7 and 8 to a later date.

Motion by Mayor Fajardo, seconded by Councilmember Lopez, to approve the agenda as amended. The motion carried with the following vote:

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

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PUBLIC STATEMENTS – WRITTEN/ORAL

Michelle Vergara, field representative for Congressman Tony Cardenas, provided district information and updates on their activities.

Liz Seelman, Southern California Edison Government Relations Manager, talked about their wildfire mitigation plan, activities and practices, and outage alerts.

Jose Vela said there are various parking problems near his home (neighbors have five to six cars).

Antonio Moreno talked about issues with a neighbor complaining about noise and the Police Department showing up at his home every time he has a family gathering.

Mary Mendoza said it didn't seem as if everyone was notified about today's gas leak. She also said that it appears that the City's website is not updated regularly and there wasn't information for residents regarding earthquake safety and precautions.

Maria Carrillo, Morningside Elementary School teacher, talked about the City's trolley system (she relies on it for her son's transportation to school), asked if there was a way to alert people when it's running late, and believes that the hours of service should be extended.

Arturo Garcia, field representative for Assemblymember Luz Rivas, provided district information and updates on their activities.

Jose Martinez talked about his Republic Services trash bill (it's too much money for his small store) and said there were issues so he stopped making payments.

CITY COUNCIL - LIAISON UPDATES

Mayor Fajardo reported that he and City Manager Kimball would like to bring forward an earthquake preparedness plan and look into retrofitting pertaining to multi-unit buildings (similar to City of Los Angeles requirements).

CONSENT CALENDAR

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

- 1) REQUEST TO APPROVE MINUTES OF:
 - a. MAY 20, 2019 – REGULAR MEETING
 - b. JUNE 17, 2019 – REGULAR MEETING
 - c. JULY 1, 2019 – REGULAR MEETING

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- 2) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE WARRANT REGISTER
- 3) CONSIDERATION TO APPROVE CONTRACT WITH ENVIROGEN TECHNOLOGIES, INC., TO CONTINUE MAINTENANCE SERVICES FOR THE NITRATE REMOVAL SYSTEM AT 12900 DRONFIELD AVE. (WELL SITE NO. 4)
- 4) CONSIDERATION TO AWARD A CONTRACT FOR ANNUAL STREET RESURFACING PROJECT FISCAL YEAR 2018-2019 JOB NO. 7597, PLAN NO. P-726

By consensus, the motion carried.

PUBLIC HEARING

- 5) CONSIDERATION TO ADOPT A RESOLUTION FOR THE PLACEMENT OF LIENS ON REAL PROPERTY FOR NON-PAYMENT OF RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION SERVICES BILLINGS

Mayor Fajardo declared the Public Hearing open.

City Manager Kimball gave the staff report and said that representatives of Republic Services were present to answer questions.

Mayor Fajardo called for public testimony.

Jose Martinez (also spoke under Public Comments) said that Republic Services keeps sending him a bill, the amount keeps growing, and he said that his business doesn't need Republic's services.

Motion by Vice Mayor Ballin, seconded by Councilmember Lopez, to close the Public Hearing. By consensus, the motion carried.

A brief discussion ensued amongst Councilmembers. City Manager Kimball and Republic Services Municipal Relationship Manager Francella Aguilar replied to questions from Councilmembers.

Motion by Vice Mayor Ballin seconded by Councilmember Lopez, to adopt Resolution No. 7940 authorizing the placement of a lien against real property as a special assessment on property tax bills for the collection of delinquent solid waste billings.

The motion carried with the following vote:

AYES:	Lopez, Ballin, Fajardo – 3
NOES:	Pacheco – 1
ABSENT:	Gonzales – 1

ADMINISTRATIVE REPORTS

- 6) CONSIDERATION TO APPROVE A FOURTH AMENDMENT TO THE PROFESSIONAL SERVICES CONTRACT WITH LIEBERT CASSIDY WHITMORE TO CONTINUE TO PROVIDE LABOR NEGOTIATOR SERVICES

City Manager Kimball presented the staff report.

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

- a. Approve a Fourth Amendment to the Professional Services Agreement (Contract No. 1873(d)) with Liebert Cassidy Whitmore to amend the hourly rate to reflect the firm's current fee schedule; and
- b. Authorize the City Manager to execute all related documents.

By consensus, the motion carried.

- 7) PRESENTATION ON THE CITY OF SAN FERNANDO'S FIXED-ROUTE TROLLEY AND PARATRANSIT PROGRAMS FROM THE CONTRACTED OPERATOR

Item removed under Approval of Agenda.

- 8) HOMELESS OUTREACH UPDATE IN THE CITY OF SAN FERNANDO

Item removed under Approval of Agenda.

- 9) CONSIDERATION TO APPROVE A TWO-YEAR EXTENSION WITH BEARCOM INC., FORMERLY KNOWN AS ADVANCED ELECTRONICS, INC., TO PROVIDE RADIO COMMUNICATION SYSTEM AND WIRELESS BROADBAND NETWORK MAINTENANCE SERVICES

Police Chief Vairo presented the staff report and replied to questions from Councilmembers.

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

- a. Approve an amendment to the Professional Services Agreement (Contract No. 1759) with BearCom Inc., formerly known as Advanced Electronics, Inc., to extend radio communication system and wireless broadband network maintenance services for an additional two years; and
- b. Authorize the City Manager to execute all related documents.

By consensus, the motion carried.

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- 10) REQUEST TO DIRECT THE PREPARATION OF A LETTER ON BEHALF OF THE CITY REGARDING RECENT COMMENTS BY PRESIDENT TRUMP TO CERTAIN MEMBERS OF CONGRESS.

Vice Mayor Ballin made a brief presentation and Councilmembers each provided input.

Motion by Vice Mayor Ballin, seconded by Mayor Fajardo, to draft a letter to be reviewed by the Mayor and Vice Mayor, allow Councilmembers the option to sign the letter, and send to local representatives. By consensus, the motion carried.

STAFF COMMUNICATION INCLUDING COMMISSION UPDATES

Police Chief Vairo reported that officers issued 20 citations for illegal fireworks on the 4th of July evening and the following weekend.

Director of Recreation and Community Services Julian Venegas announced that the Parks, Wellness, and Recreation Commission will begin meeting on a monthly basis and he gave updates on the Mesoamerican ballgames.

Deputy City Manager/Director of Community Development Timothy Hou reported there was no quorum at the Planning and Preservation Commission although they proceeded with commissioner training made available by the American Planning Association.

City Manager Kimball thanked the public for their comments and reported that there will be a press conference tomorrow announcing the City's partnership with the Fernandefio Tataviam Band of Mission Indians regarding the \$1 million state youth investment grant.

GENERAL COUNCIL COMMENTS

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

Mayor Fajardo thanked Police Chief Vairo for the quick response during the two recent earthquakes and commended him for the number of citations issued for illegal fireworks. He again suggested looking into what City of Los Angeles is doing regarding multi-dwelling properties and retrofitting of buildings.

RECESS TO CLOSED SESSION (7:07 P.M.)

- A) CONFERENCE WITH LABOR NEGOTIATOR

G.C. §54957.6

Designated City Negotiators:

City Manager Nick Kimball

City Attorney Rick Olivarez

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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
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

C) CONFERENCE WITH REAL PROPERTY NEGOTIATOR

G.C. §54956.8

Property: City owned parcels at Assessor Parcel Numbers 2521-034-901 &
2522-004-904
City of San Fernando
Agency Negotiator: City Manager Nick Kimball
Director of Community Development Timothy Hou
City Attorney Rick Olivarez
Assistant City Attorney Richard Padilla
Negotiating Parties: Thomas Folan, Senior Project Developer
Tesla, Inc.
Under Negotiation: Price and Terms of Payment as it Relates to Leasing of Real Property

RECONVENE/REPORT OUT FROM CLOSED SESSION (7:16 P.M.)

Assistant City Attorney Padilla reported the following:

Items A, B, and C – General updates given by the City Manager and Deputy City Manager, feedback was given by the City Council, but no final action was taken.

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ADJOURNMENT (7:17 P.M.)

Motion by Vice Mayor Ballin, seconded by Councilmember Lopez, to adjourn the meeting in memory of Barbara Torres. By consensus the motion carried.

I do hereby certify that the foregoing is a true and correct copy of the minutes of July 15, 2019, meeting as approved by the San Fernando City Council.

Elena G. Chávez, CMC
City Clerk