

**SAN FERNANDO CITY COUNCIL  
MINUTES**

**JULY 20, 2015 – 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 6:09 p.m.

Present:

Council: Mayor Joel Fajardo, and Vice Mayor Sylvia Ballin, Councilmembers Antonio Lopez, and Jaime Soto

Staff: City Manager Brian Saeki, City Attorney Rick R. Olivarez, and City Clerk Elena G. Chávez

Absent: Councilmember Robert C. Gonzales

**PLEDGE OF ALLEGIANCE**

Led by Police Explorer Fernando Rojas

**APPROVAL OF AGENDA**

City Manager Saeki requested to pull Item No. 9 from the agenda.

Motion by Councilmember Lopez, seconded by Vice Mayor Ballin, to approve the agenda as amended. By consensus, the motion carried.

**PRESENTATIONS**

The following presentations were made:

- a) INTERNATIONAL INSTITUTE OF MUNICIPAL CLERKS' DESIGNATION OF CERTIFIED MUNICIPAL CLERK TO CITY CLERK ELENA G. CHÁVEZ
- b) CÉSAR CHÁVEZ LEARNING ACADEMIES GIRLS' SOFTBALL CIF L.A. SECTION 2015 DIVISION 2 CHAMPIONSHIP

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- c) PARKS & RECREATION MONTH – JULY
- d) RECOGNITION OF SFPD TEAM – BAKER TO VEGAS RUN

**PUBLIC STATEMENTS – WRITTEN/ORAL**

Eugene Hernández discussed a meeting with San Fernando Police Chief Vairo to file a complaint against a person pretending to be a Police Officer, expressed concerns the meeting was not held confidentially nor was it taken seriously, and spoke in support of a police review board.

Assemblymember Patty Lopez asked the City's support in her opposition to the High Speed Rail project and looked forward to meeting with Councilmembers to discuss the issue.

John Blue discussed the Burbank Airport changing its name, spoke against the High Speed Rail project, and noted that was created politically in Sacramento.

Dennis Jin, Y Green Energy Fund, commented on the benefits of the program, noted there are no costs, and that the program will lower bills through open-market competition.

Dee Akemon discussed the red curbing along Eighth St. used as a drop-off point for students from LAUSD, and suggested installing a gate at the back of the school for pedestrians and emergencies, and said LAUSD cannot take the City's property.

Michelle Guijarro expressed concerns regarding the use of illegal fireworks in the City and urged the City to address the problem.

Charles Leone, SEIU Local 721, discussed the work and efforts that SFPEA members have offered through the years and the concessions they have made, and asked that the City do its part.

Frank Villalpando, SFPEA President, spoke in support of Public Works employees and of their efforts in the City, and stated they should be respected with a cost-of-living increase.

John Arroyo expressed concerns with the conditions of the street at Seventh St. and Maclay Ave. and with “graffiti bandits” on skateboards.

Laura Mayo gave an update regarding the 2015 Special Olympics World Games Special Olympics Torch Run.

Nadia Abrica discussed Senate Bills 32 and 350 and provided informational handouts to staff.

Mary Mendoza asked for a status update on the City’s sewer system, reported the Relay for Life Event was very successful and thanked everyone who participated.

Gilbert Berriozabal, Transportation and Safety Commissioner, discussed Item No. 10 and spoke about what transpired during a recent Commission meeting regarding the matter with LAUSD.

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Ronnie Velez, District Coordinator for Assemblywoman Patty Lopez, gave an update regarding a recent High-Speed Rail forum held at the Boys and Girls Club and he provided informational packets regarding six bills working their way through the Senate.

Julie Cuellar, San Fernando Relay for Life Chair, thanked event co-sponsors, staff, the community, and residents for their hard work and support.

**CONSENT CALENDAR**

Vice Mayor Ballin pulled Item No. 3 for further discussion.

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

- 1) REQUEST TO APPROVE MINUTES OF:
  - a. JUNE 1, 2015 – REGULAR MEETING
  - b. JUNE 15, 2015 – SPECIAL MEETING
  - c. JUNE 15, 2015 – REGULAR MEETING
- 2) CONSIDERATION TO ADOPT RESOLUTION NO.S 15-071 AND 15-072 APPROVING THE WARRANT REGISTERS OF JULY 6, 2015 AND JULY 20, 2015
- 4) CONSIDERATION TO APPROVE A PURCHASE ORDER WITH SIDEPATH FOR THE PURCHASE AND INSTALLATION OF NETWORK SERVERS AND RELATED EQUIPMENT
- 5) CONSIDERATION TO APPROVE A PURCHASE ORDER WITH MCPPEEK DODGE OF ANAHEIM FOR THE PURCHASE OF TWO REPLACEMENT DETECTIVE VEHICLES
- 6) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE CITY OF SAN FERNANDO MULTI-HAZARD MITIGATION PLAN UPDATE
- 7) CONSIDERATION TO ADOPT A RESOLUTION FOR COST-SHARING OF EMPLOYER PAID MEMBER CONTRIBUTIONS WITH THE SAN FERNANDO POLICE OFFICERS' ASSOCIATION
- 8) CONSIDERATION TO ADOPT RESOLUTION NO. 7691 RESCINDING RESOLUTION NO. 7677 AND DECLARING THE CITY COUNCIL'S INTENTION TO ORDER THE ANNUAL ASSESSMENTS FOR FISCAL YEAR (FY) 2015-2016 LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT (LLAD) AND SETTING THE DATE FOR A NEW PUBLIC HEARING
- 9) CONSIDERATION TO APPROVE A FOUR-YEAR MEMORANDUM OF UNDERSTANDING WITH THE SAN FERNANDO MANAGEMENT GROUP AND

**ADOPTION OF RESOLUTIONS ESTABLISHING SALARY AND BENEFITS FOR DEPARTMENT HEADS AND IMPLEMENTING THE EMPLOYER PAID MEMBER CONTRIBUTION PROVISIONS OF THE PROPOSED MOU**

*Item No. 9 was pulled under “Approval of Agenda”.*

By consensus, the motion carried.

**Item Pulled For Further Discussion**

**3) CONSIDERATION TO APPROVE AN AGREEMENT FOR SPECIAL SERVICES WITH LIEBERT CASSIDY WHITMORE**

City Manager Saeki and City Attorney Olivarez replied to questions from Vice Mayor Ballin.

Vice Mayor Ballin suggested renewing the portion of the contract with Liebert Cassidy Whitmore (LCW) for only attorney services related to police services, and having the City Attorney provide training called for in the agreement to minimize the use of LCW.

City Manager Saeki discussed the cost-effectiveness of the training they offer because of economies-of-scale and suggested that Council renew the contract in its entirety.

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

- a. Approve a renewal Agreement (Contract No. 1748(a)) for Special Services with Liebert Cassidy Whitmore;
- b. Authorize the City Manager to execute the Agreement; and
- c. Authorize staff to utilize the services of Olivarez Madruga, P.C. for additional representational, litigation, and other employment relations services.

By consensus, the motion carried.

**ADMINISTRATIVE REPORTS**

**10) CONSIDERATION OF A REQUEST BY THE LOS ANGELES UNIFIED SCHOOL DISTRICT TO REVIEW TRAFFIC CONDITIONS ADJACENT TO VISTA DEL VALLE DUAL LANGUAGE ACADEMY**

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

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Tim Popejoy, LAUSD, referenced documents attached to the staff report, provided information about the school, noted challenges with student drop-off and pick-up, including public safety and addressed the recommendations of the Transportation and Safety Commission.

Principal Mary Mendoza, Vista del Valle Dual Language Academy, provided information about the school, discussed her efforts to work with the City to increase student safety related to student drop-off and pick-up and urged the City to approve the red curb along Eighth St.

Monica Ratcliff, Los Angeles Unified School Board Member, expressed appreciation for how seriously the City is considering this issue and urged Council to vote in favor of a 120-day pilot program.

Discussion followed regarding the effects of population growth, monitoring capacity at the school, whether the location will be a structured drop-off, the original intension of the red curb, access by emergency vehicles, offering limited parking in the area, difficulties in ending a pilot program once it is underway, lack of ADA access and negative impacts to residents on Eighth St.

Ms. Ratcliff agreed to support accommodating the special needs community and offered to bring back a resolution addressing Council's concerns.

Mr. Popejoy spoke about ADA access issues and offered to work with their Maintenance and Operations staff to address Council concerns.

Ensuing discussion pertained to the possibility of LAUSD providing a crossing guard, working with LAUSD to consider allowing limited parking in the area, and installing appropriate signs for residents.

Motion by Mayor Fajardo, seconded by Councilmember Lopez, to implement a pilot program for creation of a pick-up/drop-off zone on Eighth St. (from Macneil St. to Brand Blvd.) for a period of 120 days, starting in the Fall 2015-2016 school year, with the final times to be determined by staff, adding the requirement to work on the ADA issues with LAUSD and consider allowing temporary parking during non-school hours and return to Council with a report, after the end of the pilot program.

The motion carried with the following vote:

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

**11) CONSIDERATION TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH HDL SOFTWARE, LLC TO PROVIDE FULL SERVICE ADMINISTRATION OF THE BUSINESS LICENSE PROGRAM**

Finance Director Kimball gave the staff report and replied to questions from Councilmembers.

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Discussion followed regarding the benefits of freeing up staff time and resources, allowing staff to focus on more-substantive tasks, while saving costs, upgrading the City's website including providing information in multiple languages, simplifying processes, determining the true cost savings, positions that were eliminated, issuance of an RFP and evaluation of responses.

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

- a. Approve a professional services agreement (Contract No. 1792) with HdL Software, LLC to provide full service administration of the business license program for a term of five years with two optional one-year extensions; and
- b. Authorize the City Manager to prepare and execute the contract.

The motion carried with the following vote:

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

**12) CONSIDERATION TO DESIGNATE A VOTING DELEGATE AND ALTERNATES FOR THE 2015 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE**

City Manager Saeki gave the staff report.

A brief discussion ensued amongst Councilmembers.

Motion by Mayor Fajardo, seconded by Councilmember Lopez, to designate Vice Mayor Ballin as voting Delegate for the League of California Cities Annual Conference and authorize the City Clerk to execute and submit the 2015 Annual Conference Voting Delegate/Alternate Form. By consensus, the motion carried.

Councilmembers stated that Alternate Voting Delegates (one of whom may vote in the event that the designated Delegate is unable to serve in that capacity) may be appointed at a later time.

**13) CONSIDERATION TO ADOPT AN ORDINANCE RELATING TO NON-DISCRIMINATION IN CITY CONTRACTS AND A REQUEST TO DIRECT STAFF TO TAKE CERTAIN ACTIONS PERTAINING TO LESBIAN, GAY, BISEXUAL, TRANSGENDER (LGBT) ISSUES REGARDING THIS ITEM**

Mayor Fajardo gave a brief presentation.

Police Chief Anthony Vairo discussed training available through other police agencies regarding LGBT issues.

A male speaker spoke in support of the ordinance, discussed collaborating with other agencies that may not be as supportive of the LGBT community, and noted discrimination continues.

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Discussion followed regarding Council liaisons, codifying the City's values, the importance of being inclusive and educating the community, continued violence and discrimination against the LGBT community, the importance of the 14<sup>th</sup> Amendment, the correlation between the LGBT and special needs community in terms of stigma and the strides made by the City, so far.

Motion by Mayor Fajardo, seconded by Councilmember Lopez, to direct staff to appoint a Lesbian, Gay, Bisexual, Transgender (LGBT) liaison in the Police Department and to the City Council and/or City Manager, and offer LGBT diversity training to employees. By consensus, the motion carried.

Motion by Mayor Fajardo, seconded by Vice Mayor Ballin, to introduce, for first reading, in title only, and waive further reading of Ordinance No. 1643, “An Ordinance of the City Council of the City of San Fernando, California, amending Division 5 of Article III of Chapter Two relating to discrimination in the classified service, and adding a new section to Division 6 of Article VI of Chapter Two relating to non-discrimination in City contracts”. By consensus, the motion carried.

**COMMITTEE/COMMISSION LIAISON UPDATES**

Councilmember Lopez presented updates on recent SCAG meetings as well as an ICA seminar and where Councilmember Gonzales was elected Secretary/Treasurer.

Councilmember Soto presented updates on a recent TOD Overlay meeting.

Vice Mayor Ballin reviewed items discussed at recent MWD meetings.

Mayor Fajardo reported COG sent a letter to Metro regarding priorities relative to transportation.

**GENERAL COUNCIL COMMENTS**

Councilmembers Lopez and Soto asked to adjourn tonight's meeting in memory of Councilmember Gonzales' father.

Councilmember Soto discussed existing City monuments honoring heroes of human and civil rights, and spoke in support (and thanked) City workers in helping to make San Fernando a better City.

Vice Mayor Ballin discussed the hard work of every City employee, requested future consideration of prohibiting illegal fireworks in the City and the street conditions at Seventh St. and Maclay Ave.

Mayor Fajardo thanked all City employees, those participating in the Relay for Life, and Vice Mayor Ballin in her efforts on LGBT issues.

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**STAFF COMMUNICATIONS**

City Manager Saeki announced an upcoming tour of the MWD EOC and a Special Olympics Torch Run.

City Attorney Olivarez announced his office developed an ordinance addressing fireworks for another City and will bring back a report at City Council's next meeting.

Police Chief Vairo addressed Eugene Hernández's earlier comments and reported he has launched an immediate investigation into the matter.

**ADJOURNMENT (9:28 P.M.)**

City Manager Saeki provided an obituary of Councilmember Gonzales' father, David C. Gonzales, who passed away, recently.

Mayor Fajardo led a moment of silence.

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

*I do hereby certify that the foregoing is a true and correct copy of the minutes of July 20, 2015 meeting as approved by the San Fernando City Council.*

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*Elena G. Chávez*  
*City Clerk*