

**SAN FERNANDO CITY COUNCIL
MINUTES**

**MAY 2, 2016 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Robert C. Gonzales called the meeting to order at 6:02 p.m.

Present:

Council: Mayor Robert C. Gonzales, Vice Mayor Joel Fajardo, and Councilmembers Antonio Lopez, Jaime Soto, Sylvia Ballin

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

PLEDGE OF ALLEGIANCE

Led by San Fernando Police Explorer Arlene Esquivel

APPROVAL OF AGENDA

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

PRESENTATION

The following presentations were made:

- a) CERTIFICATE OF INSPIRATION AND RECOGNITION – CÉSAR AND EMILIA ACOSTA
- b) OLDER AMERICANS MONTH
- c) ARBOR DAY PROCLAMATION
- d) NATIONAL PUBLIC WORKS WEEK – May 15-21
- e) TRIBUTE TO OUR TROOPS

SAN FERNANDO CITY COUNCIL

MINUTES – May 2, 2016

Page 2

PUBLIC STATEMENTS – WRITTEN/ORAL

Benita Rivera referenced a house on Huntington Street, which she said was in bad disrepair, expressed concerns regarding decreased property values, spoke about a house on Hollister that seems abandoned, asked that the City give her neighborhood and parks much-needed attention, including repairing sidewalks and park benches, and suggested that the City install a stop sign on Kalisher and San Fernando Rd.

Brandon Aldridge, Community School Coordinator, San Fernando Middle School, spoke about the school's partnership with Los Angeles Educational Partnership, addressed the benefits of community schools, the importance of forming partnerships, and invited the public to a community festival on May 21, at San Fernando Middle School and asked for the City's support.

Charles Leone, SEIU Local 721, thanked Council for recognizing Public Works employees and spoke in support of negotiating a contract that reflects their hard work.

Audrey Simons, Chief Executive Officer, San Fernando Community Health Center, requested a letter of support from the City relative to their collaboration with the newly-opened, Hope of the Valley Rescue Mission's Recuperative Care Center and their need to provide their regulating body, with a change of scope proposal, noting expansion of their services will benefit the community.

David Govea reported moving back to San Fernando recently, spoke about the City's responsive government, thanked Council for their hard work, expressed concerns with the City's high property taxes, spoke in support of the "fight against the rail", discussed the possibility of crime mapping, and commented positively on the condition of Heritage Park.

CONSENT CALENDAR

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

- 1) REQUEST TO APPROVE MINUTES OF APRIL 18, 2016 – SPECIAL MEETING
- 2) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE WARRANT REGISTER
- 3) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE INVESTMENT POLICY FOR FISCAL YEAR 2016-2017
- 4) CONSIDERATION TO ADOPT A RESOLUTION AUTHORIZING THE CITY TREASURER AND DEPUTY CITY TREASURER TO INVEST SURPLUS FUNDS
- 5) CONSIDERATION TO APPROVE A MEMORANDUM OF AGREEMENT REGARDING THE ADMINISTRATION AND COST SHARING FOR

**IMPLEMENTING THE COORDINATED INTEGRATED MONITORING PROGRAM
FOR THE UPPER LOS ANGELES RIVER WATERSHED MANAGEMENT AREA**

By consensus, the motion carried.

The following items were moved up on the agenda.

ADMINISTRATIVE REPORTS

11) APPOINTMENT TO THE TRANSPORTATION AND SAFETY COMMISSION

Councilmember Soto introduced Holly Scott as his appointment to the Transportation and Safety Commission.

Motion by Councilmember Soto, seconded by Vice Mayor Fajardo, to appoint Holly Scott to the Transportation and Safety Commission as Councilmember Soto's representative. By consensus, the motion carried.

**12) PROPOSED NON-EXCLUSIVE LICENSE AGREEMENT FOR THE
IMPLEMENTATION OF ADULT EDUCATION PROGRAMS AT LAS PALMAS
PARK**

Councilmember Soto introduced the item and Recreation and Community Services Director Ismael Aguila also provided a brief report.

Discussion ensued regarding developing a list of users of the Las Palmas Park facilities, the proposed start of the program and instructors, the targeted age group, the potential number of students per class, the City's Facility Waiver Policy, proposed dates and times for the subject classes, related costs, other groups using the facilities, and requirements and recommendations including insurance documentation, seeking grant funding and converting the organization to a non-profit (501c(3)).

Ensuing discussion pertained to the length of time required for a 501c(3) application, the possibility of approving the license agreement from six months and returning to Council for an update.

Motion by Councilmember Soto, seconded by Councilmember Ballin, to approve the non-exclusive license agreement, for summer and winter (one year) for the implementation of adult education programs at Las Palmas Park and provide additional information, as discussed, with the final document, subject to the review of the City Attorney's office and the City Manager's office. By consensus, the motion carried.

PUBLIC HEARING

- 6) CONSIDERATION TO ADOPT AN ORDINANCE AMENDING CHAPTER 22 (BUSINESSES) AND CHAPTER 106 (ZONING) TO EXPRESSLY PROHIBIT MEDICAL CANNABIS DISPENSARIES, MEDICAL CANNABIS CULTIVATION, CITY-BASED MEDICAL CANNABIS DELIVERY OPERATIONS, AND ALL COMMERCIAL CANNABIS ACTIVITIES IN ALL AREAS OF THE CITY, EXCLUDING MEDICAL CANNABIS DELIVERY ACTIVITIES ORIGINATING FROM LEGAL DISPENSARIES OUTSIDE OF THE CITY OF SAN FERNANDO

Assistant City Attorney Padilla presented the staff report and replied to questions from Councilmembers.

Discussion followed regarding prohibiting advertising on delivery vehicles, the licensing and permitting process and enforcement of current laws.

Mayor Gonzales opened the Public Hearing and invited public comments.

There being no comments, Mayor Gonzales closed the public comment portion of the Hearing.

Motion by Vice Mayor Fajardo, seconded by Councilmember Ballin, to introduce for first reading, in title only, and waive further reading of Ordinance No. 1654, “An Ordinance of the City Council of the City of San Fernando, California Amending Chapter 22 (Businesses) and Chapter 106 (Zoning) to Expressly Prohibit Medical Cannabis Dispensaries, Medical Cannabis Cultivation, City-Based Medical Cannabis Delivery Operations, and All Commercial Cannabis Activities in All Areas of the City, Excluding Medical Cannabis Delivery Activities Originating from Legal Dispensaries Outside of the City of San Fernando”, as amended to include a provision prohibiting any imagery or advertising on cannabis delivery vehicles.

The motion carried with the following vote:

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

ADMINISTRATIVE REPORTS (CONTINUED)

- 7) CONSIDERATION TO ADOPT AN ORDINANCE AUTHORIZING THE CITY TO COLLECT DELINQUENT RESIDENTIAL SOLID WASTE COLLECTION SERVICES FEES ON THE ANNUAL TAX ROLL PURSUANT TO HEALTH & SAFETY CODE SECTIONS 5473 AND 5473A

Deputy City Manager/Public Works Director Chris Marcarello presented the staff report. Deputy City Attorney Padilla gave additional information, and both replied to questions from Councilmembers.

SAN FERNANDO CITY COUNCIL

MINUTES – May 2, 2016

Page 5

Discussion followed regarding the collection and noticing process, property owner responsibilities, subsequent public hearings, differences in processes for commercial accounts, the number of delinquent accounts, credit-agency reporting and establishing grace periods.

Motion by Councilmember Ballin, seconded by Councilmember Lopez, to introduce for first reading, in title only, and waive further reading of Ordinance No. 1655, “An Ordinance of the City Council of the City of San Fernando, California Amending Chapter 70 (Solid Waste and Recyclables Collection Services) of the San Fernando Municipal Code.” By consensus, the motion carried.

8) PRESENTATION AND UPDATE ON THE 2016 BUSINESS LICENSE PROGRAM

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

Discussion followed regarding the need for increased retail in the City, the benefits of subcontracting the task including reductions in staff overtime, providing the ability to apply for a business license, by telephone, delinquent accounts, penalties and compliance and providing an updated list of delinquent accounts during the next program review.

By consensus, City Council received and filed the presentation regarding the 2016 Business License Program.

9) LOPEZ-VILLEGAS HOUSE UPDATE

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

Discussion followed regarding estimated costs of repair, options for selling the house, the possibility of preserving the structure, the City's oversight responsibility, working with the Historical Society, finding a viable site that will preserve the house, the last relocation of the house, the need to determine the costs of altering the designation and rehabilitating the house, challenges with finding vacant lots in the City and the possibility of locating it in a City park.

By consensus, City Council received and filed the status report regarding the Lopez-Villegas House (currently stored at the former Agency-owned parcel at 1320 San Fernando Road) and gave staff direction regarding possible use and/or disposition of the Lopez- Villegas House during the upcoming Fiscal Year 2016-2017 City Budget review process in order to identify any budget appropriations that may be necessary to implement Council-identified use(s) and/or disposition of the subject structure.

10) DISCUSSION REGARDING CITY COUNCIL FISCAL YEAR 2016-2017 PRIORITY PERTAINING TO RENT CONTROL

Vice Mayor Fajardo gave background on this item, discussed rising rents, spoke about the possibility of considering rent control and requested information regarding best practices in other

SAN FERNANDO CITY COUNCIL

MINUTES – May 2, 2016

Page 6

cities, qualifying properties, with the goal of placing the matter on an agenda for a final vote by the last meeting of the year.

Discussion followed regarding the importance of rent control to a low-income community, challenges of and options available with rent control, enforcement, the possibility developing a compromise/solution that is best for the City and possible exemptions to rent control.

City Manager Saeki offered to return to Council within 30 days with additional information, as discussed.

By consensus, City Council directed staff to return with a report within 30 days.

13) DISCUSSION REGARDING ICE CREAM TRUCK CURFEWS AND REGULATIONS

At Councilmember Soto's request, this item was tabled to a future meeting.

COMMITTEE/COMMISSION LIAISON UPDATES

Councilmember Soto looked forward to working with new Commissioner Holly Scott.

Councilmember Ballin discussed a recent MWD Directors workshop and reported she will be attending the upcoming ICFA meeting.

Vice Mayor Fajardo presented an update of a recent meeting with the Chamber of Commerce.

GENERAL COUNCIL COMMENTS

Councilmember Ballin thanked City staff for their work.

Vice Mayor Fajardo asked for staff to place consideration of the City co-sponsoring the San Fernando Middle School car show and music festival on the next agenda and discussed the possibility to study the issue of alcohol licenses.

STAFF COMMUNICATION

City Manager Saeki announced a budget study session next Monday, May 9th at 4:30 p.m. and asked that Councilmembers email him with their list of priorities.

City Clerk Chávez discussed an upcoming meeting of the Education Commission.

Police Chief Anthony Vairo announced the Police Department's sponsorship of the Special Olympics, a pancake breakfast fundraiser on May 24th at Heavenly Pancakes, addressed the upcoming National Night Out event, and the Law Enforcement Torch Run.

SAN FERNANDO CITY COUNCIL

MINUTES – May 2, 2016

Page 7

Community Development Director Ramirez announced an upcoming Pet Vaccination Clinic.

ADJOURNMENT (8:57 P.M.)

Motion by Mayor Gonzales, seconded by Vice Mayor Fajardo, to adjourn the meeting. By consensus, the motion carried.

I do hereby certify that the foregoing is a true and correct copy of the minutes of May 2, 2016, meeting as approved by the San Fernando City Council.

Cynthia Alba
Deputy City Clerk/Management Analyst