

**SAN FERNANDO CITY COUNCIL  
MINUTES**

**JUNE 18, 2012 – 6:00 P.M.  
REGULAR MEETING**

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

**CALL TO ORDER/ROLL CALL**

Mayor Pro Tem Antonio Lopez called the meeting to order at 6:08 p.m.

Present:

Council: Mayor Pro Tem Antonio Lopez, and Councilmembers Maribel De La Torre, Sylvia Ballin, and Mario F. Hernández

Staff: City Administrator Al Hernández, City Attorney Maribel S. Medina, and City Clerk Elena G. Chávez

Absent: Mayor Brenda Esqueda (notified staff that she would be attending funeral services for Donald Garcia)

**PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Lopez

**APPROVAL OF AGENDA**

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

**PUBLIC STATEMENTS – WRITTEN/ORAL**

Irwin Rosenberg (San Fernando Police Officers Association (SFPOA) President): 1) believes that the City Council is missing the mark on its priorities; 2) said that the POA never agreed to any staffing reductions beyond the two former employees (Lt. Robert Jacobs and Sgt. Daniel Ambriz); and 3) said you can't retain businesses without making sure the City is safe (public safety is important).

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Renato Lira (resident): 1) said, today, we celebrate the historic Dream Act; 2) told Councilmembers to pack their luggage and leave; 3) said they don't have respect for the City; and 4) stated that no one wants to do business with the City because there's too much corruption.

Carolina Perez said: 1) she is disgusted at how the City is turning; 2) residents are upset (it's not right to ignore the them); 3) reported that she and others were in Sacramento to advocate for education; and 4) they also visited Washington regarding the Dream Act and is happy that President Obama took their suggestions.

John Blue talked about how the City spent lots of time, money, and energy on the exercise equipment at Recreation Park and he complained about a large purple candy truck that sells cheap, artificially-colored candy and sugar water to the people who have just worked out.

Samuel Beltran (resident): 1) asked the definition of a Council meeting; 2) asked whether the City can handle a \$50 million law suit; and 3) said he is going to run for City Council.

Margie Carranza: 1) said we need to take care of our police and firemen; 2) can't believe we are focusing on a skate park; and 3) asked about JC Penney and Mayor Esqueda meeting with their reps in Texas.

Robert Ortega (resident): 1) wished fathers (and single mothers) a Happy Father's Day; and 2) said Councilmember don't pay attention when residents are speaking.

**CONSENT CALENDAR**

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

- 1) APPROVAL OF MINUTES OF:
  - a) MAY 21, 2012 – REGULAR MEETING
  - b) MAY 29, 2012 – SPECIAL MEETING
  - c) MAY 31, 2012 – SPECIAL MEETING
  - d) JUNE 7, 2012 – SPECIAL MEETING
- 2) APPROVAL OF WARRANT REGISTER NO. 12-062
- 3) ADOPTION OF A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO CONTINUE OPERATIONS INTO FISCAL YEAR (FY) 2012-13 USING THE FY 2011-12 CITY BUDGET
- 4) APPOINTMENT TO DISASTER COUNCIL
- 5) FINAL REPORT ON FY 2012-13 CITY PRIORITIES

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By consensus, the motion carried.

**NEW BUSINESS**

**6) CORRECTIVE ORDINANCE PERTAINING TO WATER UTILITY SERVICE CHARGES**

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

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to introduce for first reading, in title only, and waive further reading of “An Ordinance of the City of San Fernando Amending Division 3 of the Article III of Chapter 94 of the San Fernando City Code Relating to Water Utility Service Charges”. The motion carried with the following vote:

AYES: De La Torre, Ballin, Lopez, Hernández – 4  
NOES: None  
ABSENT: Esqueda – 1

**7) RESOLUTION ADOPTING A FEE SCHEDULE FOR SWIM LESSONS AND RECREATION SWIM**

Recreation and Community Services Operations Manager Ismael Aguila presented the staff report.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to adopt a Resolution amending the FY 2011-12 Fee Schedule for Swim Lessons and Recreation Swim. By consensus, the motion carried.

**8) EAST SAN FERNANDO VALLEY TRANSIT CORRIDOR PROJECT UPDATE**

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

Discussion ensued regarding: community input and workshops; whether stakeholders were involved; concerns about Brand Blvd. parking (for residents and businesses); the route has to be a “green” belt and have bike links; and concerns about upkeep and who will pay.

Motion by Councilmember De La Torre, seconded by Councilmember Ballin, to accept the report, and direct that staff report Councilmembers’ concerns and recommendations to Metro.

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9) FY 2012-13 ACTION PLAN FOR COMMUNITY PRESERVATION DIVISION

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

Discussion ensued regarding giving neighborhoods a fair/advance warning so they can handle the issues and not be taken by surprise.

Motion by Mayor Pro Tem Lopez to:

- a. Consider the FY 2012-13 Action Plan for the Community Preservation Division in conjunction with the reassignment of the Division to the Community Development Department, as outlined and summarized in the analysis in staff's report; and
- b. Provide direction to staff with respect to implementation of the measures proposed by staff.

Councilmember De La Torre requested an amendment (to Section 4 of the Action Plan) to include courtesy notices to residents.

Mayor Pro Tem Lopez accepted the amendment. The motion (and amendment) was seconded by Councilmember De La Torre. By consensus, the motion carried.

10) POLICE DEPARTMENT'S JAIL DIVISION FOOD SERVICES

Police Chief Gil Carrillo presented the staff report.

Motion by Mayor Pro Tem Lopez, seconded by Councilmember Ballin, to adopt a Resolution approving an allocation of Police Department funds (not to exceed \$6,000) for commercial appliances which will be used to serve meals to the Police Department's inmate population. By consensus, the motion carried.

11) LETTER OF SUPPORT FOR STATE ASSEMBLY BILL 1585 (PEREZ)

City Planner Ramirez presented the staff report.

Motion by Mayor Pro Tem Lopez, seconded by Councilmember Ballin, to authorize the Mayor to send a letter of support to State Assembly Member John A. Perez regarding his proposed Assembly Bill 1585 (Perez) in an effort to provide "clean up" legislation to Assembly Bill 1x 26, which resulted in the dissolution of the City Redevelopment Agency. By consensus, the motion carried.

**STUDY SESSION**

12) FY 2012-13 BUDGET STUDY SESSION NO. 2

City Administrator Hernández presented the staff report and responded to various questions from Councilmembers regarding the following FY 2012-13 Budgets:

- a. General Fund
  - i. Finance (Division 190)
- b. Special Funds
  - i. 2 – Supplemental Law Enforcement Services Fund (SLESF)
  - ii. 7 – Proposition “A” – Transit Development Fund
  - iii. 8 – Proposition “C” – Transit Development Fund
  - iv. 9 – Proposition “C” – Discretionary
  - v. 10 – Grant Fund
  - vi. 11 – State Gas Tax Fund
  - vii. 12 – Measure “R”
  - viii. 13 – Traffic Safety Fund
  - ix. 15 – Local Transportation Fund (SB 325)
  - x. 16 – Air Quality Management District Fund (AQMD)
  - xi. 18 – Retirement Fund
  - xii. 20 – State Asset Seizure
  - xiii. 21 – Federal Asset Seizure
  - xiv. 26 – Community Development Block Grant (CDBG)
  - xv. 27 – Street Lighting
  - xvi. 29 – Parking and Maintenance Operations (M & O)
  - xvii. 41 – Equipment Replacement
  - xviii. 50 – Pavement Fund
- c. Enterprise Funds
  - i. 70 – Water
  - ii. 72 – Sewer
  - iii. 73 – Refuse

Discussion ensued and, by consensus, staff was directed to go back and clean up the budget (based on Council comments/recommendations from the last two meetings), report back on July 2, 2012, and present a budget with solutions to solving the General Fund shortfall.

**STANDING COMMITTEE UPDATES**

No. 1 Budget, Personnel and Finance (BPF)

Councilmember Hernandez – no updates.

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

Councilmember De La Torre – City Administrator Hernández gave update regarding the closing of the JC Penney store. He and Mayor Esqueda have left numerous messages with store executives, yet none have responded (he will continue to follow up).

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)

Mayor Pro Tem Lopez – will be rescheduling a meeting soon regarding Safe Routes to School and enhancing website information.

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

Mayor Esqueda – Recreation and Community Services Operations Manager Aguila reported that \$13,000 has been fundraised for the Fourth of July Event and Crown Disposal will cover any remaining funds not raised.

**GENERAL COUNCIL COMMENTS**

Councilmember De La Torre said: 1) the SFPOA President misstated information; 2) the Cesar Chávez Learning Academy finished up their first year and asked that the principal and teacher be invited to an upcoming meeting to be acknowledged; 3) the use of Quimby Funds are restricted for specific purposes; 4) the City stepped in, regarding the JC Penney issue, because the landlord asked that the City assist; 5) regarding a public comment earlier that she is not paying attention to the speakers, she's not ignoring them, she takes lots of notes during the meetings.

In response to Councilmember Ballin's question, City Administrator Hernández reported that he has met with the residents that received code violation citations.

**STAFF COMMUNICATION**

None

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**RECESS TO CLOSED SESSION (8:29 P.M.)**

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

**A) CONFERENCE WITH LABOR NEGOTIATOR**

**G.C. 54957.6**

City Negotiator: City Administrator Al Hernandez

Employee Organizations: 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 (SEIU, Local 721)

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

No reportable action. No motions.

*I do hereby certify that the foregoing is a true and correct copy of the minutes of June 18, 2012 meeting as approved by the San Fernando City Council.*

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*Elena G. Chávez*  
*City Clerk*