

**SAN FERNANDO CITY COUNCIL
MINUTES**

**DECEMBER 17, 2012 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Antonio Lopez called the meeting to order at 6:03 p.m.

Present:

Council: Mayor Antonio Lopez, Mayor Pro Tem Sylvia Ballin, and Councilmembers Jesse H. Avila, Joel Fajardo, and Robert C. Gonzales

Staff: Interim City Administrator/City Planner Fred Ramirez, City Attorney Maribel S. Medina, and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Mayor Lopez

PRESENTATION

Mayor Lopez reported that the following presentation will be mailed out (no one was present to accept):

- A) PROCLAMATION – VOLUNTEER INCOME TAX ASSISTANCE PROGRAM/
EARNED INCOME TAX CREDIT

APPROVAL OF AGENDA

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Avila, to approve the agenda. By consensus, the motion carried.

PUBLIC STATEMENTS – WRITTEN/ORAL

The following individuals spoke against approval of Item No. 9 (Request for Financial Assistance for the Harding Street Affordable Housing Project).

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Brenda Esqueda
Sam Beltran
Margie Carranza

Robert Ortega wished everyone a Merry Christmas and Happy New Year, and said this is the new City Council's first meeting and to give them a chance.

Irwin Rosenberg, San Fernando Police Officers' Association President, spoke in favor of canceling the March 5, 2013, General Municipal Election and appointing the two Councilmembers (which voters, overwhelmingly, supported).

(Male Speaker – did not state name) congratulated Councilmembers, said it is going to be a long road, and he believes the people of San Fernando should elect their own mayor.

Renato Lira said it was good that the former City Administrator is no longer with the City and he talked about his concerns regarding the safety of school children and staff.

Tom Ross, Downtown Mall Association, invited everyone to the Food Truck Event on Thursday evening.

Vicky Mojica congratulated the new City Councilmembers and, in regards to an earlier speaker, said she has never come across a veteran so rude and disrespectful.

CONSENT CALENDAR

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Avila, to approve the Consent Calendar Items:

- 1) APPROVAL OF WARRANT REGISTER NO. 12-122
- 2) BUSINESS LICENSE PERMIT RENEWALS FOR CALENDAR YEAR 2013
- 3) ADOPTION OF A RESOLUTION TO FIX THE CITY'S CONTRIBUTION TOWARD CalPERS HEALTH BENEFITS

By consensus, the motion carried.

NEW BUSINESS

- 4) AMENDMENT TO CONTRACT NO. 1465 AND REFUSE CONTRACT TIMELINE IMPLEMENTATION

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

Motion by Councilmember Fajardo, seconded by Councilmember Avila, to:

- a) Approve an amendment to the existing agreement (Contract No. 1465) with Crown Disposal extending City refuse services through February 2013 under the existing terms and conditions; and
- b) Direct staff to initiate the proposed project timeline and proceed with the selection process in order to retain consultant services to assist the City in the procurement of a refuse services contract.

By consensus, the motion carried.

CITY COUNCIL ITEMS

By consensus, Item No.s 12, 13, 14 and 15 were moved up on the agenda.

12) APPOINTMENT TO CITY COMMISSION

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Gonzales, to appoint Yvonne Mejia to the Planning and Preservation Commission as Mayor Lopez' representative. By consensus, the motion carried.

13) APPOINTMENTS TO CITY COMMISSIONS

Motion by Councilmember Avila, seconded by Mayor Pro Tem Ballin, to appoint Theale "Stormy" E. Haupt to the Planning and Preservation Commission; Dolores "Dee" Akemon to the Transportation and Safety Commission; and Joe Ponce to the Parks, Wellness, and Recreation Commission as Councilmember Avila's representatives. By consensus, the motion carried.

14) APPOINTMENTS TO CITY COMMISSIONS

Motion by Councilmember Fajardo, seconded by Mayor Pro Tem Ballin, to appoint Kevin Beaulieu to the Planning and Preservation Commission and Patty Lopez to the Education Commission as Councilmember Fajardo's representatives. By consensus, the motion carried.

15) APPOINTMENTS TO CITY COMMISSIONS

Motion by Councilmember Gonzales, seconded by Councilmember Avila, to appoint Rudy Trujillo to the Transportation and Safety Commission; Rodolfo Salinas Jr. to the Planning and Preservation Commission; Louis A. Lopez to the Education Commission; and Saydith Navarro

to the Parks, Wellness, and Recreation Commission as Councilmember Gonzales' representatives. By consensus, the motion carried.

NEW BUSINESS (CONTINUED)

5) AWARD OF CONSTRUCTION CONTRACT FOR LOPEZ ADOBE REHABILITATION PROJECT PHASE II: FLOORING AND ROOF REPAIRS (PROJECT CCHE GRANT NO. 07-B4-27)

Interim City Administrator/City Planner Ramirez presented the staff report and replied to questions from Councilmembers.

Motion by Councilmember Avila, seconded by Mayor Pro Tem Ballin, to:

- a) Accept the lowest responsive bid in the amount of \$48,000 from Access Pacific Inc. for rehabilitation work on the Lopez Adobe building and site; and
- b) Authorize the Interim City Administrator to execute a Construction Contract with Access Pacific Inc., which includes the low bid of \$46,000 for rehabilitation work on the Lopez Adobe building to remove asbestos containing floor, installation of linoleum flooring, repair and restoration of the clay tile roof and \$2,000 for an additive bid item that includes new roof underlayment, all pursuant to the Secretary of Interiors Standards for the Treatment of Historic Properties and National Park Services Preservation Briefs No. 30.

By consensus, the motion carried.

6) AWARD OF ARCHITECTURAL CONTRACT FOR THE LOPEZ ADOBE ANCILLARY BUILDING PROJECT

Interim City Administrator/City Planner Ramirez presented the staff report and replied to questions from Councilmembers.

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Gonzales, to:

- a) Accept the lowest responsive bid in the amount not to exceed \$15,555 from ONYX Architects to prepare construction documents and provide construction observation services for the Lopez Adobe Ancillary Building Project, per the approved scope of work; and
- b) Authorize the Interim City Administrator to execute a contract for professional services with ONYX Architects per the approved scope of work, in an amount not to exceed \$15,555 with an additional 10% contingency for unforeseen, additional work.

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By consensus, the motion carried.

7) **APPOINTMENT OF INTERIM CITY ADMINISTRATOR AS DEPUTY FINANCE DIRECTOR FOR CHECK SIGNATURE PURPOSES**

Interim City Administrator/City Planner Ramirez presented the staff report and replied to questions from Councilmembers.

Motion by Councilmember Fajardo, seconded by Mayor Pro Tem Ballin, to designate the Interim City Administrator as the Deputy Finance Director for signature of warrants issued to vendors and employees, effective December 17, 2012. By consensus, the motion carried.

8) **ADOPTION OF A RESOLUTION CANCELING THE MARCH 5, 2013, GENERAL MUNICIPAL ELECTION AND PROVIDING FOR APPOINTMENTS TO THE OFFICES OF THE CITY THAT WERE TO BE ELECTED ON MARCH 5, 2013**

City Clerk Chávez presented the staff report.

Motion by Mayor Lopez, seconded by Mayor Pro Tem Ballin, to adopt a Resolution canceling the March 5, 2013, General Municipal Election and providing for the appointment to the offices of the City that were to be elected on March 5, 2013.

In response to Councilmember Fajardo's request to abstain, City Atty. Medina stated that pursuant to City Council's current rules and procedures, he does not have a legal disqualifying conflict and is required to vote.

The motion carried with the following vote:

AYES:	Lopez, Ballin, Avila, Gonzales, Fajardo – 5
NOES:	None
ABTAIN:	None

9) **REQUEST FOR FINANCIAL ASSISTANCE FOR THE HARDING STREET AFFORDABLE HOUSING PROJECT**

Interim City Administrator/City Planner Ramirez presented the staff report and he and Adriana Gomez (Aszkenazy Development representative) replied to questions from Councilmembers.

Motion by Councilmember Fajardo, seconded by Councilmember Avila, to:

- a) Adopt a Resolution authorizing the City's financial commitment of \$250,000 in local support;
- b) Authorize the Interim City Administrator to prepare the associated Letter of Support for the Project;

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- c) Add the word “loans” (following the word “grants”) in Section 2;
- d) Add another stipulation that should the funding not go through, funds be returned and any obligation dissolved.

City Attorney Medina also added language that read “...and authorize the Interim City Administrator *and the City Attorney*”. Also, after “...to prepare the associated letter of support for the project.” insert, “...*and any other necessary documents to facilitate the application for the L.A. County home funds...*”

The amendments were accepted by Councilmember Fajardo, and the motion carried with the following vote:

AYES: Fajardo, Avila, Lopez, Ballin, Gonzales – 5
NOES: None
ABSENT: None

The motion carried unanimously.

CITY COUNCIL ITEMS

10) STANDING COMMITTEES - REORGANIZATION

Refer to motion below.

11) CITY COUNCIL LIAISON ASSIGNMENTS

Motion by Councilmember Avila, seconded by Mayor Pro Tem Ballin, to accept Mayor Lopez’ recommended appointments to the Standing Committees and City Council Liaison Assignments. By consensus, the motion carried.

16) CONSIDERATION OF THE FORMATION OF A HEALTHCARE ADVISORY BOARD

Councilmember Fajardo gave background information on this item. Councilmembers briefly discussed the item and it was suggested to table this (discussion may begin at the Standing Committee level for vetting then bring back to the City Council).

No action was taken.

GENERAL COUNCIL COMMENTS

Councilmember Avila thanked audience members for sticking around and also thanked staff and his colleagues for their input.

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Councilmember Gonzales thanked staff for the thorough agenda reports.

Mayor Pro Tem Ballin said she receive a suggestion from a resident to place green and white ribbons (Sandy Cook Elementary School colors) perhaps on Brand Blvd. and she asked if helpline links could be placed on the City website to assist people that may be in a desperate situation.

Mayor Lopez said the City is moving forward and he thanked residents and staff.

STAFF COMMUNICATION

Interim City Administrator/City Planner Ramirez on behalf of staff and himself, thanked City Council for their support and he encouraged them to ask questions (the earlier is better). He said that staff appreciates the input (it's beneficial when preparing for the meetings) and is optimistic we are moving forward.

Public Works Director Ruiz and Interim City Administrator/City Planner Ruiz requested to add items to the PVTT and BPF Standing Committees regarding award of contract for the bus shelters and a one-year extension with Crown Disposal. By consensus, Council agreed.

REPORT OUT FROM CLOSED SESSION (SPECIAL CITY COUNCIL MEETING HELD AT 4:00 P.M.)

City Attorney Medina announced that there was one reportable action. For Item D, the City Council approved (5-0 vote) a separation agreement with City Administer Al Hernández (the agreement provides that he will retire effective February 7, 2013 remaining on the City's payroll until then to assist with the transition of a new City Administrator).

No additional reportable items.

ADJOURNMENT (8:22 P.M.)

Motion by Councilmember Avila, seconded by Mayor Pro Tem Ballin to adjourn. By consensus, the motion carried.

I do hereby certify that the foregoing is a true and correct copy of the minutes of December 17, 2012 meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk