

**SAN FERNANDO CITY COUNCIL
MINUTES**

**OCTOBER 21, 2013 – 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 6:04 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 Manager Don Penman, City Attorney Rick R. Olivarez, and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Mayor Lopez

PRESENTATIONS

The following presentation was made:

A) NATIONAL MASSAGE THERAPY AWARENESS WEEK (OCTOBER 20-26)

APPROVAL OF AGENDA

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

PUBLIC STATEMENTS – WRITTEN/ORAL

Tom Ross, Downtown Mall Association President, talked about the filming that is taking place in the downtown area and stated that the majority of the merchants are in support. He also reported that they will be purchasing new decorations.

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Charles Leone, SEIU Local 721, spoke against approval of Item No. 5 on the agenda.

John Blue talked about the lack of water fountains at Recreation Park and complained about an ice cream truck that sells junk food to the children.

Gabby Arrizu spoke in support of Item No. 6 on the agenda.

Irlanda Soto Tapia read a letter from her husband requesting that they be allowed to keep their pet chickens (Mayor Lopez confirmed that Councilmembers had previously received a copy of the letter).

CONSENT CALENDAR

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

- 1) APPROVAL OF MINUTES OF:
 - a) OCTOBER 7, 2013 – SPECIAL MEETING
 - b) OCTOBER 7, 2013 – REGULAR MEETING
 - c) OCTOBER 10, 2013 – SPECIAL MEETING
- 2) APPROVAL OF WARRANT REGISTER NO. 13-102
- 3) ADOPTION OF ORDINANCE NO. 1628 AMENDING CHAPTER 106 TO PROVIDE THE NECESSARY REGULATIONS GOVERNING THE REVIEW AND ISSUANCE OF DENSITY BONUSES FOR AFFORDABLE HOUSING DEVELOPMENTS IN COMPLIANCE WITH STATE HOUSING LAW
- 4) ADOPTION ORDINANCE NO. 1629 AMENDING CHAPTER 106 TO PROVIDE THE NECESSARY REGULATIONS GOVERNING THE ISSUANCE OF REASONABLE ACCOMMODATIONS IN COMPLIANCE WITH FEDERAL AND STATE HOUSING LAW

By consensus, the motion carried.

NEW BUSINESS

- 5) CONSIDERATION TO ADOPT RESOLUTION NO. 7570 AMENDING THE TABLE OF ORGANIZATION TO ADD TWO POLICE DESK OFFICER POSITIONS AND RESTRUCTURE THE COMMUNITY SERVICE OFFICER POSITIONS FROM FOUR FULL-TIME TO FOUR PART-TIME POSITIONS AND ADD ONE NEW PART-TIME JUNIOR CADET POSITION

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Interim City Manager Penman presented the staff report. He and Interim Police Chief Robert Parks responded to questions from Councilmembers.

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Avila, to adopt Resolution No. 7570 amending the Table of Organization to accomplish the following:

- a. Add two full-time Police Desk Officer positions to the existing number of authorized positions from six to eight;
- b. Reorganize the Community Service Officer (CSO) program from four full-time CSOs to four part-time (20 hours per week) positions, with benefits; and
- c. Add one part-time Junior Cadet (not-to-exceed 18 hours per week) non-benefit position.

The motion carried unanimously.

- 6) CONSIDERATION TO APPROVE A LICENSE AGREEMENT (CONTRACT NO. 1726) FOR USE OF PUBLIC PASEO AREA WITH 110 NORTH MACLAY AVENUE, LLC

Community Development Director Fred Ramirez presented the staff report. He and Interim City Manager Penman replied to questions from Councilmembers.

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Fajardo, to approve a License Agreement (Contract No. 1726) with 110 North Maclay Avenue, LLC to allow for the development and use of the Public Paseo Area adjacent to 110 and 120 North Maclay Avenue. The motion carried unanimously.

- 7) CONSIDERATION TO ADOPT RESOLUTION NO. 7568 AND AWARD A CONSTRUCTION CONTRACT (CONTRACT NO. 1727) FOR THE LOPEZ ADOBE ANCILLARY BUILDING AND LANDSCAPING PROJECT (CCHE GRANT NO. 07-b4-27)

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

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

- a. Adopt Resolution No. 7568, authorizing a budget adjustment in order to reallocate General Fund monies and the California Cultural and Historical Endowment (CCHE) grant funds to complete the Lopez Adobe Ancillary Building and Landscaping Project;

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- b. Accept the lowest responsive bid in the amount of \$177,000 from IBN Construction Inc. for the construction of the Lopez Adobe Ancillary Building and Landscaping Project and site; and
- c. Authorize the Interim City Manager to execute a Construction Contract with IBN Construction Inc. (Contract No. 1727) for the contract amount of \$177,000.

By consensus, the motion carried.

- 8) **CONSIDERATION TO AWARD CONTRACT NO. 1725 – 12900 DRONFIELD AVENUE SITE PREPARATION AND ELECTRICAL UPGRADES, PHASE B (NITRATE PROJECT)**

Interim Public Works Director Bob Dickey 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 of \$415,300 from MS Navarro Engineering for the Site Preparation and Electrical Upgrades for 12900 Dronfield Avenue, Phase 1B in preparation of the activation of the Ion Exchange Nitrate Removal Unit;
- b. Authorize the Interim City Manager to execute Construction Contract No. 1725 with MS Navarro Engineering in an amount not to exceed \$456,830, which includes a 10% contingency; and
- c. Adopt Resolution No. 7567 amending Fiscal Year (FY) 2013-14 City budget to transfer \$116,830 from fund 70-384-0000-4260 (Contractual Services) to fund 70-384-0000-4600 (Capital Projects).

By consensus, the motion carried.

CITY COUNCIL ITEMS

- 8) **CONSIDERATION TO ADOPT RESOLUTION NO. 7569 TO SUPPORT SENATE BILL 405 (PADILLA) THAT WOULD PHASE OUT SINGLE-USE PLASTIC BAGS IN CALIFORNIA**

Mayor Lopez suggested providing a letter (there were no objections from Councilmembers).

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GENERAL COUNCIL COMMENTS

Councilmember Avila requested to adjourn the meeting in memory of Janice Boykin-Edwards who was an advocate for children.

Mayor Lopez also requested to adjourn the meeting in memory of long-time resident Vince Garcia's mother who also passed away.

Councilmember Gonzales thanked the speaker who talked about the ice cream truck issues and he thanked Interim City Manager Penman and staff for agendizing tough issues that must be addressed.

Councilmember Fajardo thanked the audience members and Recreation and Community Services Operations Manager Ismael Aguila for his work.

Mayor Pro Tem Ballin said that Council must make difficult choices and think about the sustainability of the City and she thanked Charles Leone for doing his due diligence.

Mayor Lopez thanked those that attended the CERT Training this past weekend and thanked his colleagues for making difficult decisions that need to be made. He also appointed himself and Councilmember Gonzales to an Ad Hoc Committee of the High Speed Rail.

STAFF COMMUNICATION

Per Mayor Lopez' request, Community Development Director Ramirez gave background information regarding the letter that was read earlier regarding chickens. He reported that a City compliance order was issued to the resident to correct a violation. Staff has worked with the individual and extended the compliance date to in order to allow him additional time to find an alternate location for the hens/chickens.

Council concurred that there are numerous priority items going on in the City and there is no need to spend additional staff/attorney time on this issue (staff is to follow up with the resident and may again extend the compliance date).

ADJOURNMENT (7:40 P.M.)

In closing, Mayor Lopez asked for a minute of silence in memory Janice Boykin-Edwards and Vince Garcia's mother.

By consensus, the meeting was adjourned.

I do hereby certify that the foregoing is a true and correct copy of the minutes of October 21, 2013 meeting as approved by the San Fernando City Council.

*Elena G. Chávez
City Clerk*