

**SAN FERNANDO CITY COUNCIL
MINUTES**

**JUNE 16, 2014 – 6:00 P.M.
REGULAR MEETING**

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

CALL TO ORDER/ROLL CALL

Mayor Sylvia Ballin called the meeting to order at 6:02 p.m.

Present:

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

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

PLEDGE OF ALLEGIANCE

Led by Police Explorer Cadet Yvonne Gonzalez

APPROVAL OF AGENDA

Mayor Ballin requested to move up Item No. 13 on the agenda due to the numerous audience members in attendance regarding the item.

Motion by Mayor Pro Tem Gonzales, seconded by Mayor Ballin, to approve the agenda with the change. By consensus, the motion carried.

PUBLIC STATEMENTS – WRITTEN/ORAL

Linda Campanella Jauron spoke of Acting Police Chief Robert Parks' dedication and she is happy that the "acting" designation will be removed from the title.

Irma Avilar said she met Acting Police Chief Parks many years ago and wanted to personally thank him for the impact he has made on her life and everything he's done for the City.

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Vince Garcia thanked the City Council for finally tying up “loose ends” regarding the Police Chief position and said that Robert Parks is a good man.

(Female speaker – did not state name) said she was a probation officer and remembers Robert Parks when he was the DARE Officer and she was in the program and she said that he’s made a major impact on many lives (including hers).

CONSENT CALENDAR

Mayor Ballin pulled Item No. 3, Councilmember Fajardo pulled Item No. 7, and Councilmember Avila pulled Item No. 8 for further discussion.

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

- 1) REQUEST TO APPROVE MINUTES OF:
 - a. MARCH 27, 2014 – ADJOURNED SPECIAL MEETING
 - b. MARCH 27, 2014 – SPECIAL MEETING
 - c. JUNE 2, 2014 – SPECIAL MEETING
- 2) REQUEST TO APPROVE WARRANT REGISTER NO 14-062
- 4) CONSIDERATION TO ADOPT A RESOLUTION REVISING THE ASSOCIATE PLANNER JOB SPECIFICATIONS
- 5) CONSIDERATION TO ADOPT A RESOLUTION SETTING THE FISCAL YEAR (FY) 2014-2015 ARTICLE XIII B APPROPRIATIONS (GANN) LIMIT
- 6) CONSIDERATION TO APPROVE A MAINTENANCE AGREEMENT WITH TECOGEN
- 9) CONSIDERATION TO ACCEPT AN ALCOHOLIC BEVERAGE CONTROL GRANT FOR AN UNDER AGE ALCOHOL PURCHASE PREVENTION PROGRAM AND MERCHANT EDUCATION PROGRAM
- 10) CONSIDERATION TO APPROVE SIDE LETTER AGREEMENTS WITH EMPLOYEE GROUPS FOR FISCAL YEAR (FY) 2014-2015

By consensus, the motion carried.

Items Removed for Further Discussion

- 3) CONSIDERATION TO ADOPT RESOLUTIONS APPROVING THE SALARY PLAN AND TABLE OF ORGANIZATION FOR FISCAL YEAR (FY) 2014- 2015

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In response to Mayor Ballin's questions, City Manager Saeki reported that: 1) the category color-coding in the resolution could be removed; and 2) there are currently four "Confidential" employees (Personnel Technician, Executive Assistant to the City Manager, City Clerk, and Senior Account Clerk II) defined as employees who have access to confidential information on a regular basis.

In response to Mayor Ballin's concern whether the confidential information is shared or exchanged between the Confidential employee group, City Manager Saeki confirmed that it is not.

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

Councilmember Fajardo expressed concern regarding the contract extension. He is dissatisfied with the firm and the advice they've provided in the past and he suggested that perhaps the City's best interest is to look at other law firms.

City Manager Saeki said that an RFP process would take several months but in the interim, we can continue to do business with them on a month-to-month basis.

City Attorney Olivarez suggested perhaps bringing this item back in open session for further discussion.

8) CONSIDERATION TO EXTEND THE PROFESSIONAL SERVICES AGREEMENT WITH AEGIS COMPUTERS, INC. FOR COMPUTER AND NETWORK SERVICES

Councilmember Avila requested an analysis (status report) of what Aegis Computers, Inc. has been doing and suggested polling City departments regarding the consultant's work and services provided.

City Manager Saeki reported that during the six-month extension, an RFP process would be done where all that information will be addressed and the item would be brought back to Council for consideration.

Motion by Councilmember Lopez, seconded by Mayor Pro Tem Gonzales, to approve staff's recommendation regarding Consent Calendar Item No.s 3, 7 and 8. By consensus, the motion carried.

ADMINISTRATIVE REPORTS

This item was moved up under Approval of Agenda.

13) CONSIDERATION TO APPROVE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY AND ROBERT PARKS FOR THE POSITION OF POLICE CHIEF

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City Manager Saeki presented the staff report and Councilmembers gave accolades to Robert Parks.

Dominick Rivetti, former San Fernando Police Chief, thanked the City Council for demonstrating wisdom in appointing the perfect man for the job and he stated that San Fernando deserves good leadership.

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

- a. Approve an Employment Agreement (Contract No. 1749) between the City and Robert Parks for the position of Police Chief; and
- b. Authorize the City Manager to execute the Employment Agreement with Robert Parks.

By consensus, the motion carried.

PUBLIC HEARING

11) CONSIDERATION TO ADOPT A RESOLUTION APPROVING THE FISCAL YEAR (FY) 2014-2015 ANNUAL FEE SCHEDULE

Mayor Ballin opened the Public Hearing.

Interim Finance Director Rafaela King presented the staff report.

Mayor Ballin called for public testimony and there being no comments, she closed the public comment portion of the Hearing.

Motion by Councilmember Fajardo, seconded by Councilmember Avila, adopt Resolution No. 7615 incorporating all current fees for City services into a FY 2014-2015 Annual Fee Schedule amending certain fees and charges, and repealing all parts of Resolutions in conflict therewith. By consensus, the motion carried.

12) ADOPTION OF FISCAL YEAR (FY) 2014-2015 BUDGET

Interim Finance Director King presented the staff report and department representatives also gave brief presentations.

Discussion ensued and staff replied to various questions from Councilmembers.

Mayor Ballin opened the Public Hearing and called for public testimony.

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Linda Campanella Jauron inquired about pool facility costs and City Manager Saeki replied that revenues are approximately \$250,000-\$300,000 and annual maintenance costs (minus water expenses) are approximately \$600,000. He also reported that the Section 108 Loan balance is \$1.5 million and the City has another three years to go before it's paid off.

Michael Remenih commented about the work being done by Edison and staff reported that Edison is charged for the permits pulled.

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

Motion by Councilmember Avila, seconded by Mayor Pro Tem Gonzales, to adopt Resolution No. 7618 approving the final FY 2014-2015 City Budget. By consensus, the motion carried.

ADMINISTRATIVE REPORTS (CON'T)

- 14) CONSIDERATION TO ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT WITH THE LOS ANGELES UNIFIED SCHOOL DISTRICT (LAUSD) BEYOND THE BELL BRANCH FOR PROVIDING AFTER-SCHOOL PROGRAM FUNDS

Recreation and Community Services Operations Manager Ismael Aguila presented the staff report and replied to questions from Councilmembers.

Motion by Mayor Pro Tem Gonzales, seconded by Councilmember Fajardo, to approve staff's recommendation (i.e., adopt Resolution No. 7617 authorizing the City Manager to execute Contract No. 1751 and all related documents necessary for said contract with LAUSD Beyond the Bell Branch for After-School Program funds for the provision of after-school programs at schools in the City). By consensus, the motion carried.

- 15) DISCUSSION REGARDING CALIFORNIA HIGH-SPEED RAIL (PALMDALE TO LOS ANGELES) COMMUNITY MEETING – FOLLOW-UP RECOMMENDATION

Councilmember Lopez gave background information regarding the California High-Speed Rail project and expressed concern that the California High-Speed Rail Authority was proposing a route *through* the City of San Fernando instead of a tunnel/subway.

Discussion ensued and Councilmembers expressed their concerns including: disruption of City business; the proposed 5'-10' sound barrier walls and noise pollution; protecting San Fernando's historical landmarks; bike path interference; middle school, police, fire safety concerns; disclosure to homeowners regarding noise issues; and the City of Santa Clarita was granted a subway and why not San Fernando?

Motion by Councilmember Lopez, seconded by Councilmember Fajardo, to direct staff to prepare a letter to the California High-Speed Rail Authority regarding City's current position,

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have the Ad Hoc Committee meet with staff to discuss and re-agendize for a future meeting. By consensus, the motion carried.

As a point of clarification, City Manager Saeki suggested that legal Counsel and the Ad Hoc draft a letter, have the Mayor sign, and send out immediately. By consensus, Councilmembers agreed that was fine.

COMMITTEE/COMMISSION LIAISON UPDATES

Councilmember Lopez opportunity to go to Metro Sun Valley division for their 4:00 a.m. to 7:00 a.m. bus rollout and said it was interesting to note that 18% of their drivers are female.

Mayor Pro Tem Gonzales gave an update regarding the recent Independent Cities Association Board meeting.

GENERAL COUNCIL COMMENTS

Councilmember Fajardo thanked audience members for staying for the full meeting.

Mayor Pro Tem Gonzales again congratulated new Police Chief Robert Parks.

Mayor Ballin reported that: 1) she and Councilmember Avila attended the Holy Cross Trauma Center celebration; 2) she was honored to be a guest speaker at the San Fernando Middle School graduation event; 3) her Education Commissioner is resigning; and 4) there is a serious on-going problem with vehicles going the wrong way behind City Hall (is concerned about the children and parents crossing the alley from the dance studio) and asked that the police department step up patrol.

STAFF COMMUNICATION

City Manager Saeki said: 1) the agenda was quite robust and congratulated and thanked the City Council for adopting the budget; and 2) congratulated Police Chief Parks.

Recreation and Community Services Operations Manager Ismael Aguila reported that day camp has opened up and swim lessons start next week.

RECESS TO CLOSED SESSION (8:27 P.M.)

By consensus, Councilmembers recessed to the following Closed Session as announced by City Attorney Olivarez:

A) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

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G.C. §54956.9(d)(2) AND §54956.9(e)(1)
One (1) Potential Case

B) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

G.C. §54956.9(d)(1)

Name of Case: City of San Fernando et al. v. Wendy L. Wantanabe, in her official
capacity as the Auditor-Controller of the County of Los Angeles

LASC Case No.: 34-2013-80001550-CU-WM-GDS

C) CONFERENCE WITH LABOR NEGOTIATOR

G.C. §54957.6

Designated City Negotiator: Brian Saeki, City Manager

Employees and Employee Bargaining Units that are the Subject of Negotiation:
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' Bargaining Unit (SEIU, Local 721)

All Unrepresented Employees

RECONVENE/REPORT OUT FROM CLOSED SESSION

Regarding all three items, City Attorney Olivarez reported that the City Council received a briefing from staff and gave unanimous direction to staff on how to proceed with each matter. The City Council did not take any final action; there is nothing further to report.

ADJOURNMENT (9:15 P.M.)

By consensus, the meeting was adjourned.

I do hereby certify that the foregoing is a true and correct copy of the minutes of June 16, 2014, meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk