

**SAN FERNANDO CITY COUNCIL
MINUTES**

**JULY 1, 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 6:07 p.m.

Present:

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

Staff: Interim City Administrator Don Penman, City Attorney Rick R. Olivarez, and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Mayor Lopez

PRESENTATIONS

- a) SAN FERNANDO HIGH SCHOOL BASEBALL TEAM – 2013 CIF CITY SECTION DIVISION I CHAMPIONS

The team was not present – certificates will be delivered.

- b) JULY – PARKS AND RECREATION MONTH

The certificate was provided to the Recreation and Community Services Lifeguards.

APPROVAL OF AGENDA

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

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PUBLIC STATEMENTS – WRITTEN/ORAL

Omar Luis Maieru talked about a parking citation he received (he was referred to Interim City Administrator Penman).

John Arroyo also talked about parking citation issues with the street sweeper and about the lack of street repairs in his neighborhood.

CONSENT CALENDAR

Mayor Pro Tem Ballin pulled Item No. 1 for further discussion.

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

- 2) ADOPTION OF RESOLUTIONS APPROVING THE SALARY PLAN AND TABLE OF ORGANIZATION FOR FISCAL YEAR (FY) 2013- 2014
- 3) APPROVAL OF USED CAR DEALER PERMIT: RYDELL CHRYSLER DODGE JEEP RAM (700 SAN FERNANDO ROAD)
- 4) ARTICLE XIIIIB APPROPRIATIONS (GANN) LIMIT FISCAL YEAR (FY) 2013-2014

By consensus, the motion carried.

Items Removed for Further Discussion:

- 1) APPROVAL OF WARRANT REGISTER NO. 13-071

Staff replied to questions from Mayor Pro Tem Ballin regarding various charges (i.e., L.A. Municipal Services, repair/replacement of downtown mall water fountains, Sparkletts water, Mission Ambulance, and Meyers Nave).

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

CONTINUED BUSINESS

- 5) FISCAL YEAR (FY) 2012-2013 YEAR-END BUDGET REVIEW

Interim Finance Director Rafaela King presented the staff report and replied to questions from Councilmembers.

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Motion by Mayor Pro Tem Ballin, seconded by Councilmember Gonzales, to adopt Resolution No. 7546 amending the FY 2012-2013 City Budget. By consensus, the motion carried.

6) FINAL REPORT ON FISCAL YEAR (FY) 2013-2014 CITY PRIORITIES

Interim City Administrator Penman presented the staff report. Each Department Head and Manager discussed their department priorities and replied to questions from Councilmembers.

During this time, Mayor Lopez briefly stepped away and returned.

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

- a. Receive and file the list of priorities for FY 2013-2014; with the deletion of subsections B and C from the Water Rate Study; and
- b. Direct staff to provide a mid-year report on progress made to each of the priorities.

By consensus, the motion carried.

PUBLIC HEARING

7) ADOPTION OF FISCAL YEAR (FY) 2013-2014 BUDGET

Mayor Lopez re-opened the Public Hearing (continued from June 17, 2013).

Interim City Administrator Penman presented the staff report.

Mayor Lopez called for public testimony in favor or opposition.

Linda Campanella Jauron (resident) said the budget has been gerrymandered for the last 10 years and it is refreshing to know that we finally have a true balanced budget.

John Arroyo (resident) talked about the need for street and sidewalk repair in his neighborhood.

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

Staff replied to various questions and was thanked by Councilmembers for their hard work on this balanced budget.

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Avila, to adopt Resolution No. 7541 approving the final FY 2013-14 City Budget with the changes identified in the staff report (i.e., carry over \$7,500 for PBID and the noted revenue adjustments).

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The motion carried with the following vote:

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

- 8) ADOPTION OF ORDINANCE NO. 1627 AMENDING THE CITY CODE TO CHANGE THE ADMINISTRATIVE STRUCTURE OF THE CITY FROM A CITY ADMINISTRATOR-CITY COUNCIL FORM OF GOVERNMENT TO A CITY

Interim City Administrator Penman presented the staff report.

Mayor Lopez declared the Public Hearing and called for public testimony in favor or opposition.

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

Motion by Mayor Pro Tem Ballin, seconded by Councilmember Avila, to introduce for first reading, in title only, and waive further reading of Ordinance No. 1627, “An Ordinance Amending Division 2 (Administrative Officer) of Title III (Officers and Employees) of Chapter 2 (Administration) of the San Fernando Municipal Code to Change Administrative Structure of the City from a City Administrator-City Council Form of Government to a City Manager Form of Government”.

The motion carried with the following vote:

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

NEW BUSINESS

- 9) APPROVAL OF SIDE LETTER AGREEMENTS WITH EMPLOYEE GROUPS TO IMPLEMENT FURLOUGHS AND/OR OTHER CONCESSIONS FOR FISCAL YEAR (FY) 2013-2014

Personnel Manager Michael Okafor presented the staff report and replied to questions from Councilmembers.

Interim City Administrator Penman reported the following last-minute changes made by the San Fernando Police Officers Association of which staff is comfortable with:

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Current Language:

1. Each employee represented by the SFPOA shall relinquish claim to 96 paid holiday hours.
2. Each employee represented by the SFPOA shall relinquish claim to \$800 uniform allowance.

Substitute Language:

1. Each employee shall relinquish claim to receive 96 hours of paid holiday leave during Fiscal Year 13/14.
2. Each employee shall relinquish claim to receive \$800 uniform allowance during Fiscal Year 13/14.

City Attorney Olivarez reported that he consulted with Councilmember Gonzales and recommended that (out of abundance of caution) he recuse himself from voting on the Side Letter Agreement with the San Fernando Public Employees' Association (SFPEA), SEIU Local 721, because his brother works for the union.

Motion by Mayor Lopez, seconded by Mayor Pro Tem Ballin, to approve (iii) a Side Letter Agreement to implement furloughs and/or other concessions for FY 2013-2014 with the San Fernando Public Employees' Association (SFPEA), SEIU Local 721 (Contract No. 1624(c)).

The motion carried with the following vote:

AYES:	Lopez, Ballin, Avila, Fajardo – 4
NOES:	None
ABSENT:	None
RECUSE:	Gonzales – 1

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

- a. Approve Side Letter Agreements with the following employee groups to implement furloughs and/or other concessions for FY 2013-2014:
 - i. San Fernando Police Officers' Association (SFPOA) (Contract No. 1676(b)) including the substitute language as reported (above) by Interim City Administrator Penman;
 - ii. San Fernando Police Civilians' Association (SFPCA), SEIU Local 721 (Contract No. 1685(b)); and

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- iv. San Fernando Management Group (SFMG), SEIU Local 721 (Contract No. 1631(d).

The motion carried with the following vote:

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

10) APPROVAL OF AN AGREEMENT FOR COMPREHENSIVE FIRE AND EMERGENCY MEDICAL SERVICES (CONTRACT NO. 1717) WITH THE LOS ANGELES FIRE DEPARTMENT

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

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

- a. Approve an Agreement for Comprehensive Fire and Emergency Medical Services (Contract No. 1717) between the City of San Fernando (City) and the City of Los Angeles Fire Department (LAFD);
- b. Authorize the Mayor to execute said Agreement between the City and LAFD;
- c. Authorize the Interim City Administrator under take any activities necessary to implement said Agreement as soon as possible; and
- d. Include the changes recommended by City Planner Ramirez regarding seeking waiver or exemption to the Slavery Disclosure Ordinance and Equal Benefits Ordinance.

The motion carried with the following vote:

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

9) APPROVAL OF SIDE LETTER AGREEMENTS WITH EMPLOYEE GROUPS TO IMPLEMENT FURLOUGHS AND/OR OTHER CONCESSIONS FOR FISCAL YEAR (FY) 2013-2014

Regarding Item No. 9, City Attorney Olivarez reported that the City Council still needed to vote on Items 9b and 9c.

Motion by Mayor Lopez, seconded by Councilmember Fajardo, to:

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- b. Authorize the Interim City Administrator to execute the Side Letters; and
- c. Authorize the Interim City Administrator and staff to implement the provisions in the Side Letters, as well as implement furloughs for unrepresented Confidential employees.

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

11) ACCEPTANCE OF ALCOHOLIC BEVERAGE CONTROL GRANT FOR UNDER AGE ALCOHOL PURCHASE PREVENTION PROGRAM AND MERCHANT EDUCATION PROGRAM

Interim Police Chief Robert Parks presented the staff report.

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

- a. Accept \$38,905 awarded to the Police Department by the California Department of Alcoholic Beverage Control for an Under Age Alcohol Purchase Prevention Program and Merchant Education Program; and
- b. Adopt Resolution No. 7543 authorizing the Chief of Police to execute a Standard Agreement (Contract No. 1716) with the California Department of Alcoholic Beverage Control for an Under Age Alcohol Purchase Prevention Program and Merchant Education Program.

By consensus, the motion carried.

CITY COUNCIL ITEMS

12) APPOINTMENT TO THE TREE COMMISSION

Motion by Mayor Lopez, seconded by Mayor Pro Tem Ballin, to appoint Ian Fitzsimmons to the Tree Commission as the At-Large Member for a period of three years (per City Code Section 2-601). By consensus, the motion carried.

GENERAL COUNCIL COMMENTS

Councilmember Avila thanked staff and said it is clear that residents trust this City Council by the passage of Measure A.

Councilmember Gonzales thanked staff and his colleagues and gave information regarding a conference he recently attended.

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Councilmember Fajardo thanked employees and encouraged Councilmembers also contribute via pay cuts. He also congratulated San Fernando and California residents regarding the overturning of Proposition 8.

Mayor Pro Tem Ballin reported that she recently attended the Senior Citizens Advisory Board meeting and was impressed and she thanked employees for their sacrifices (i.e., furloughs).

Mayor Lopez commended bargaining unit groups and stated that the passage of Measure A was quite an achievement.

STAFF COMMUNICATION

None

ADJOURNMENT (8:55 P.M.)

Councilmember Gonzales called for a moment of silence for the Hotshot Crew Firefighters.

Motion by Councilmember Gonzales, seconded by Mayor Pro Tem Ballin, 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 July 1, 2013 meeting as approved by the San Fernando City Council.

*Elena G. Chávez
City Clerk*