

**SAN FERNANDO CITY COUNCIL
MINUTES**

**MARCH 24, 2014 – 6:00 P.M.
SPECIAL 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 6:00 p.m.

Present:

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

Staff: Interim City Manager Fred Ramirez, Assistant City Attorney Richard Padilla, Assistant City Attorney Dave Gondek (via teleconference for Closed Session item), and City Clerk Elena G. Chávez

PLEDGE OF ALLEGIANCE

Led by Mayor Ballin

APPROVAL OF AGENDA

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

Motion by Councilmember Lopez, seconded by Mayor Pro Tem Gonzales, to move up the Closed Session item. By consensus, the motion carried.

RECESS TO CLOSED SESSION (6:02 P.M.)

Assistant City Attorney Padilla asked if there were audience members wishing to comment on the Closed Session Item (there were none).

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

- A) CONFERENCE WITH LEGAL COUNSEL TO DISCUSS MATTER OF POTENTIAL LITIGATION/ SIGNIFICANT EXPOSURE TO LITIGATION (G.C. §54956.9(D)(2) AND §54956.9(E)(1) AND (§54956.9(E)(3))
One (1) Matter

RECONVENE/REPORT OUT FROM CLOSED SESSION (6:31 P.M.)

Assistant City Attorney Padilla reported that a general update was provided by Assistant City Attorney Gondek and staff. General direction was given by the City Council; but no final action was taken.

PUBLIC STATEMENTS – WRITTEN/ORAL

Each of the following individuals gave a brief presentation regarding their company:

Stephen Kapusunski, Larry's Towing (owner)
Bart Torres, Black & White Garage (president/CEO)
Jessie Elias, Mid-Valley Towing (owner)

STUDY SESSION

- 1) CONSIDERATION OF AWARD OF FRANCHISE AGREEMENT FOR THE CITY VEHICLE TOWING AND STORAGE SERVICES

Acting Police Lieutenant Nichole Hanchett presented the staff report and replied to questions from Councilmembers.

Interim City Manager Ramirez, and tow company representatives, also responded to questions from Councilmembers pertaining various issues including:

- Vehicle impound numbers and data
- Lot storage capacity and security measures
- Investigative hold areas
- Number of employees/dispatchers/tow operators
- Garage distances from the City
- Office facilities
- Vehicles and equipment
- Insurance provisions
- New 2016 law pertaining to undocumented individuals obtaining driver's licenses
- Policies regarding hiring active police officers

- Turn around time for a conditional use permit (for vendors having to purchase property to accommodate vehicles)

Motion by Mayor Ballin, seconded by Councilmember Lopez, to extend the Black & White Garage Towing Franchise Agreement to allow additional time for Council to review and consider the information received at the last minute.

Discussion ensued and Assistant City Attorney Padilla suggested a brief recess.

(The above motion died – no vote was taken.)

RECESS (8:01 P.M.)

RECONVENE (8:10 P.M.)

Discussion ensued and Assistant City Attorney Padilla recommended that this be continued to no later than March 27 (Black & White Garage Towing Franchise Agreement expiration date).

Motion by Mayor Ballin, seconded by Councilmember Lopez, to continue the item to Thursday, March 27, 2014, 7:30 p.m. The motion carried with the following vote:

AYES: Ballin, Lopez, Fajardo, Gonzales – 4
NOES: Avila – 1

CITY COUNCIL ITEMS

- 2) **PROPOSED CHANGES TO THE MEMBERSHIP OF THE BUDGET, PERSONNEL, AND FINANCE STANDING COMMITTEE**

Motion by Mayor Ballin, seconded by Councilmember Lopez, to appoint Mayor Pro Tem Gonzales and Councilmember Fajardo (replacing Mayor Ballin and Councilmember Avila) to the Budget, Personnel, and Finance Standing Committee. The motion carried unanimously.

ADJOURNMENT (8:14 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 March 24, 2014 meeting as approved by the San Fernando City Council.

Elena G. Chávez
City Clerk