

MINUTES OF THE REGULAR CITY COUNCIL
MEETING OF THE CITY OF VERNON HELD
MONDAY, SEPTEMBER 28, 2009, AT 9:02 A.M.
IN THE COUNCIL CHAMBERS OF THE CITY HALL
LOCATED AT 4305 SANTA FE AVENUE,
VERNON, CALIFORNIA

MEMBERS PRESENT: Gonzales, McCormick, Davis, Maisano, Newmire

MEMBERS ABSENT: None

The meeting was called to order by Mayor Gonzales.

The Chief Deputy City Attorney announced to the audience that this was the time for public comments.

Mayor Gonzales asked if there was anyone in the audience who wished to address the City Council at this time.

There was no one in the audience who wished to address the City Council at this time.

It was moved by Davis, seconded by Maisano, that the Minutes of the Regular City Council Meeting held September 21, 2009, be approved and adopted as submitted. Motion carried. 5-0

The Chief Deputy City Attorney advised that the presentation by the City's insurance broker, Gallagher Benefit Services (Gallagher), to address medical and dental coverage options for the 2010 insurance renewal period should be deferred to a future date.

It was moved by McCormick, seconded by Davis to defer the presentation to address medical and dental coverage options for the 2010 insurance renewal period. Motion carried. 5-0

The Consent Calendar was presented.

Environmental Health Department

1. Health & Environmental Control Monthly Report for the month of August 2009.

Fire Department

1. Fire Department Activity Report for the period of September 1, 2009 through September 15, 2009.

Police Department

1. Police Department Activity Report for the period of September 1, through September 15, 2009.

Treasury Department

Warrant Registers for the period of September 15 through September 21, 2009:

1. No Wire Transfers for Warrant Register No. 1285.
2. Ratification of the issuance of early checks for Warrant Register No. 1285, totaling \$159,921.21.
3. Warrant Register No. 1285, totaling \$97,600.66.
4. Payroll Warrant Register No. 639, totaling \$3,195,115.06, paid in August.
5. Ratification of wire transfers for Light & Power Warrant Register No. 250, totaling \$3,546,808.92.
6. Ratification of the issuance of early checks for Light & Power Warrant Register No. 250, totaling \$10,454.39.
7. Light & Power Warrant Register No. 250, totaling \$48,191.50.
8. No Wire Transfers for Gas Warrant Register No. 40.
9. Ratification of the issuance of early checks for Gas Warrant Register No. 40, totaling \$12,998.53.
10. Gas Warrant Register No. 40, totaling \$411.57.
11. Ratification of City of Vernon Requisitions from the Light & Power Capital Projects Custody Escrow Account No. 800458, totaling \$171,792.42.

End of Consent Calendar

It was moved by McCormick, seconded by Newmire, that the matters on the Consent Calendar be approved as recommended. Motion carried. 5-0

RESOLUTION 10,070 of the City Council of the City of Vernon Approving and Authorizing the Purchase of a New One-Year Pollution Legal Liability Insurance Policy with Chubb Custom Insurance Company for Pre-Existing Conditions of Acquired Properties and a Two-Week Extension of the Existing Policy with American International Specialty Lines Insurance Company, was read by title.

It was moved by McCormick, seconded by Newmire, that **Resolution No. 10,070** be approved and adopted. Motion carried. 5-0

RESOLUTION 10,071 of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement with Dennis D. Rock Construction/1st Alert, Divisions of Lensaro, Inc. for Replacement of Foot Valve and Housing in Tank No. 2 Located at City Yard Facility, was read by title.

It was moved by Maisano, seconded by Davis, that **Resolution No. 10,071** be approved and adopted. Motion carried. 5-0

The Director of Community Services & Water reported on the I-710 Atlantic/Bandini Interchange Improvements and the department's proposed reconfiguration as an Early Action Project. He provided all of the details related to this matter; funding for the project, major concerns attributed to the current interchange, and explained the proposed options for the I-710 Atlantic/Bandini Interchange Improvements Project.

Mayor Gonzales asked if the company appearing on the drawings, located in Vernon, would be affected by the proposed improvements.

Kevin advised that parking for the facility might be affected, but that there are options to work with regarding the parking issue. He further advised that the I-710 Project Committee is aware that the City of Vernon would not accept the relocation of said business to another area.

The Director of Community Services & Water reported on the longevity of photographic decals vs. lettering for the Graffiti Abatement truck.

Councilman Newmire expressed his comments related to the longevity of the decals on the truck and supported the usage of the photographic decals for the truck.

All members of the council concurred unanimously.

The Chief Deputy City Attorney announced that now was the time for elected officials to report on conference/seminars for the period of September 21, 2009, through September 27, 2009.

Councilman Davis reported that he and other members of the council attended the California Contract Cities 29th Annual Conference in Carlsbad, California on September 25 - 27, 2009, reported on the sessions regarding water usage/drought, and made a comment on his observation of the conference being small in attendance.

Councilman Maisano reported on the session discussing the shortage of doctors and how budget cuts in education will affect future generations.

Councilman McCormick reported on the session addressing the insurance problems that cities contracting law enforcement are facing. He also reported on the legislative update provided by Anthony Gonsalves.

Mayor Gonzales provided highlights of the insurance cost related to contracting for law enforcement services and the proposed forthcoming surcharges. He also reported on the water drought and water transportation fee increases in Southern California.

The Chief Deputy City Attorney announced that now was the time for reports from departments and Councilmembers.

The Director of Community Services & Water addressed the following:

- The work being performed under the Soto Bridge that will be completed next year. He also reported on the broken concrete on the bridge due to the work being done which would have to be fixed by the City once the work is complete.
- The Water Conservation Ordinance forthcoming for Council's consideration on October 5, 2009.
- The cost increase on the water purchased by the City and the future public hearing to be held in the near future to consider an increase for City water rates.
- Reported on the Integrated Water Management Group funding and the City's position in the matter.

The City Administrator asked Kevin to prepare a report for the City Council on the Integrated Water Management Group funding matter.

Police Captain Rodino reported on the department's participation on the Mothers Against Drunk Drivers (MADD) 5-K Walk that took place on Saturday, September 26, 2009. He also reported that Chief Towles first day of training would start today in Virginia.

The Director of Health & Environmental Control reported on his attendance to the annual Directors of Environmental Health Association last week, the expiration of his term as the Association's President, and thanked the entire City Council for their support for allowing him to serve as President of the Association.

The Fire Chief reported that two companies in Vernon, Rehrig Pacific and Nature's Produce have submitted their contribution toward the Muscular Dystrophy "Fill the Boot" campaign that is yet to begin on October 9, 2009. The total amount donated was \$550.00 between the two companies.

The Finance Director had nothing to report.

The Director of Light & Power reported on the upcoming Energy Usage report to be submitted to Council on October 5, 2009. He also provided earlier to the councilmembers a report with more information on the Wind Study as requested at the last meeting.

The City Administrator reported on the withdrawal from the proposed 900 megawatt power plant and proceeding with the permitting process for a 330 megawatt power plant. He also reported that a report would be prepared on the power plant for Council's review. He also discussed the importance of maintaining utility infrastructure up to date not only in the city, but in the country.

Mayor Gonzales asked that the report on the power plant include a report on the water needs and associated costs for the project.

The Chief Deputy City Attorney/Risk Manager had nothing to report.

The City Clerk had nothing to report.

The Assistant City Attorney had nothing to report.

Councilmen Maisano agreed with the comments made by the City Administrator regarding the importance of maintaining infrastructure up to date not just in the city, but throughout the country.

Councilman Davis had nothing to report.

Councilman McCormick had nothing to report.

Councilman Newmire reported that he is looking forward to reviewing the report on the proposed 330 megawatt power plant.

Mayor Gonzales called a short recess at 9:49 a.m.

The City Council reconvened in regular session at 9:58 a.m., all members present before the recess again being present.

The Chief Deputy City Attorney announced that this was the time to go into closed session.

It was moved by McCormick, seconded by Maisano, to go into Closed Session, the time being 9:58 a.m. Motion carried.
5-0

Everyone was excluded from the closed session with the exception of the Chief Deputy City Attorney, Assistant City Attorney I, City Administrator, and Assistant City Attorney.

OPEN SESSION

At 9:59 a.m. the Council came out of closed session.

Closed Session Reports: The Assistant City Attorney reported that there was one reportable action. A Tort Claims Act claim received from Mr. Wenceslao "Pepe" Reynoso for the damage to his car in the amount of \$552.09 was approved. Motion carried. 5-0

