

**AGENDA
CITY OF VERNON
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 20, 2010, 9:00 A.M.
COUNCIL CHAMBER
4305 SANTA FE AVENUE
VERNON, CALIFORNIA**

*Hilario Gonzales, Mayor
W. Michael McCormick, Mayor Pro Tem
William J. Davis, Council Member
Richard J. Maisano, Council Member
Daniel D. Newmire, Council Member*

California Public Records Act ("PRA"): In compliance with the PRA, any records not exempt from disclosure that relate to an agenda item for the open session portion of this meeting are available in the City Clerk's Office of the City of Vernon City Hall located at 4305 Santa Fe Avenue, Vernon, California 90058.

Americans with Disabilities Act ("ADA"): In compliance with the ADA, if you need special assistance to participate in a city meeting, please contact the City Clerk's office at (323) 583-8811. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

CALL TO ORDER

- Members Present:
- Members Absent:

CHANGES TO THE AGENDA

PUBLIC COMMENT: The public is encouraged to address the City Council at this time on any matter listed on the agenda, including those matters listed under the Consent Calendar and Closed Session. The public is also encouraged to address the City Council at this time on any matter not on the agenda that is within the subject matter jurisdiction of the City Council. If you would like to comment concerning a matter that is noticed for a public hearing today, please wait until that hearing is formally opened before you make your comment.

PRESENTATIONS

1. Proclamations

- a. Commending Sergeant Michael Chavez for his many years of service to the City of Vernon.
- b. Commending Fire Department Secretary Luz Martinez for her many years of service to the City of Vernon.
- c. Commending and honoring Bohnhoff Lumber on its 100 years in business.
- d. Commending and honoring Eagle Scout Scott David Cardone for his service and support of his community.
- e. Commending and honoring Eagle Scout Brent Sterling Phelps for his service and support of his community.

APPEALS

1. The dataLOK Co. and Massachusetts Mutual Life Insurance Company have filed an appeal, dated November 30, 2010, of the City Clerk's decision, dated November 17, 2010, to their appeal of the Vernon Special Parcel Tax levied on three parcels on Malburg Way, dated August 24, 2010. *Staff recommends the appeal be denied.*

PUBLIC HEARINGS

1. Consider the adoption of Ordinance No. 1175 and a resolution amending the encroachment, license, and franchise fees and deposit schedules pursuant to Chapter 22, Article VI of the Vernon City Code. (Continued from meeting of December 6, 2010.)

ORDINANCE NO. 1175 - An Ordinance of the City Council of the City of Vernon Establishing a Five-Year Restriction on Cutting of Newly Paved or Resurfaced Streets and Amending the Vernon City Code Regarding Deposits, Surety Bonds and Liability Insurance for Encroachment Permits and Licenses. (First Reading - continued from meeting of December 6, 2010.)

2. Consider the adoption of Ordinance No. 1178 and Ordinance No. 1179, which would amend the Redevelopment Plan for the Industrial Redevelopment Project to: (i) eliminate the time on incurring debt, (ii) extend the effectiveness of the Redevelopment Plan with respect to the Industrial Redevelopment Project and its Amended Area for one year, and (iii) extend by one year the time the Redevelopment Agency may receive tax increment revenues from the Industrial Redevelopment Project and its Amended Area.

ORDINANCE NO. 1178 - An Ordinance of the City Council of the City of Vernon Extending the Existing Time Limits for the Effectiveness of and the Receipt of Tax Increment for the Industrial Redevelopment Project. (Second Reading)

ORDINANCE NO. 1179 - An Ordinance of the City Council of the City of Vernon Eliminating The Existing Time Limits On Incurring Debt For The First Amended Industrial Redevelopment Project. (Second Reading)

CONSENT CALENDAR: All matters listed on the Consent Calendar are to be approved with one motion. Items may be removed from the Consent Calendar by Council. Those items removed will be considered immediately after the Consent Calendar.

1. City Administration

- a. Pursuant to Government Code Sections 810.2, 995, and 995.2, confirm the extension of defense in civil actions brought against employees or former employees, provided that the act or omission accrued was within the scope of employment and is not subject to a finding of actual fraud, corruption, or actual malice, or would create a conflict of interest to the City.

2. City Attorney

- a. A Resolution of the City Council of the City of Vernon Approving and Ratifying the Execution of a Contract Services Agreement Between the City of Vernon and Aleshire & Wynder, LLP for Special Counsel Services.

3. Community Services & Water Department

- a. A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Memorandum of Agreement By and Between the City of Vernon and the Gateway Cities Council of Governments Regarding the Administration and Cost Sharing to Conduct Scientific Studies to Develop Site Specific Objectives in Response to the Los Angeles River and Tributaries Metals TMDL.
- b. Authorization to utilize the services of Golden Bell Products to apply the Insecta roach eradication product to 990 sewer manholes in the City, at a total cost of \$16,830.00.
- c. Building Department Report for the month of November 2010, to be received and filed.

4. Fire Department

- a. Activity Report for the period of November 16 through November 30, 2010, to be received and filed.

5. Health Department

- a. Authorization to schedule a Used Oil Calendar Awards presentation for the February 1, 2011 City Council meeting.
- b. November 2010 Monthly Report, to be received and filed.

6. Personnel Department

- a. A Resolution of the City Council of the City of Vernon Amending Previously Amended Resolution No. 9639 Regarding the Compensation, Costs and Benefits of its Employees ("Salary Resolution") By Amending Schedule Nos. VII and XV of the Salary Resolution. (Amendment No. 24)

7. Police Department

- a. A Resolution of the City Council of the City of Vernon Adopting a DUI Emergency Response Cost Recovery Program for Incidents Caused by Persons Driving While Under the Influence of Alcohol and/or Drugs.
- b. A Resolution of the City Council of the City of Vernon Authorizing the Issuance of a Purchase Order for the Upgrade and Maintenance of the E911 System for the Police Department.
- c. Activity Log and Statistical Summary of Arrest and Activities for the period of November 16 through November 30, 2010, to be received and filed.

8. Risk Management

- a. A Resolution of the City Council of the City of Vernon Amending Resolution No. 2010-97 Regarding the Payment of Premiums for Insurance for Life, Medical, and Dental Benefits for Employees during the 2010-2011 Fiscal Year ("Employee Insurance Resolution"), By Amending Sections 2 and 3 of the Employee Insurance Resolution. (Amendment No. 1)
- b. A Resolution of the City Council of the City of Vernon Approving and Ratifying the Continued Payment of Premiums for Medical-Dental Insurance for Certain Categories of Retired Employees During the 2010-2011 Fiscal Year.
- c. A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Cobra Administrative Service Agreement By and Between the City of Vernon and Igoe Administrative Services.
- d. A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Flexible Plan Administrative Service Agreement By and Between the City of Vernon and Igoe Administrative Services.

9. Treasurer's Department

- a. Ratification of the following warrant registers to record the following voided checks:
 - 1. Warrant Register No. 1319 to record voided Check No. 330661 in the amount of \$90.00.
 - 2. Warrant Register No. 1321 to record voided Check No. 331088 in the amount of \$315.00.
- b. Approval of Payroll Warrant Register No. 654, totaling \$2,609,893.49, which covers the period of October 10 through November 6, 2010, and consists of the following:
 - 1. Ratification of electronic fund transfers (EFTs) totaling \$2,594,569.33; and
 - 2. Checks paid through prior General Fund Warrant Register totaling \$15,324.16.
- c. Approval of City Warrant Register No. 1326, totaling \$588,499.81, which covers the period of November 30 through December 13, 2010, and consists of the following:
 - 1. Ratification of wire transfers totaling \$283,818.37;
 - 2. Ratification of the issuance of early checks totaling \$107,555.22; and
 - 3. Authorization to issue pending checks totaling \$197,126.22.

END OF CONSENT CALENDAR

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ORDINANCES

1. **ORDINANCE NO. 1180** - An Ordinance of the City Council of the City of Vernon Amending Section 2.1 of the Vernon City Code Relating to the Time and Place of City Council Meetings. (Second Reading)
2. **ORDINANCE NO. 1181** - An Ordinance of the City Council of the City of Vernon Extending the Existing Time Limits for Commencement of Eminent Proceedings to Acquire Property Within the Industrial Redevelopment Project. (Second Reading)

NEW BUSINESS

1. A Resolution of the City Council of the City of Vernon Establishing a Vehicle Inspection Fee for Services Provided by the Vernon Police Department

ORAL REPORTS

1. City Administrator Reports - brief reports on activities and other brief announcements.

CLOSED SESSION

1. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Government Code Section 54957

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a)

James Dunn vs. City of Vernon

Workers Compensation Appeals Board Case No. ADJ7028184

CLOSED SESSION REPORT OUT

ADJOURNMENT

Motion: _____; Second: _____; Time: _____

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted on the bulletin board at the main entrance of the City of Vernon City Hall, located at 4305 Santa Fe Avenue, Vernon, California, not less than 72 hours prior to the meeting set forth on this agenda. Dated this 15th day of December 2010.

By: _____
Kristen Enomoto
Deputy City Clerk