

**CITY OF VERNON
REGULAR CITY COUNCIL MEETING AGENDA**

**MONDAY, JANUARY 12, 2009, 10:00 A.M.
COUNCIL CHAMBER
4305 SANTA FE AVENUE
VERNON, CA 90058**

Under the California Public Records Act, any disclosable records 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.

CALL TO ORDER

MEMBERS PRESENT:

MEMBERS ABSENT:

CHANGES TO THE AGENDA

Minutes of the Regular City Council Meeting held January 5, 2009.

RESOLUTION NO. 9808 - A Resolution of the City Council of the City of Vernon Commending and Honoring Councilman Thomas A. Ybarra for His Many Years of Service to the City of Vernon and Conferring the Honorary Title of Mayor Pro Tempore Emeritus upon Thomas A. Ybarra

RESOLUTION NO. 9809 - A Resolution of the City Council of the City of Vernon Appointing Richard J. Maisano to Fill the Unexpired Term of a Member of the City Council, Thomas A. Ybarra, Now Retired, Subject to the Filing by Richard J. Maisano of the Necessary Disclosure Statements Required by Government Code Section 87200, et seq.

Administration of Oath to appointed Council Member.

Time allotted for anyone in the audience who wishes to address the City Council on agenda and non-agenda items other than with regard to any public hearings that may be listed.

Continuation of Public Hearing to consider a Conditional Use Permit Application from Enserv West, LLC to operate a medical waste transfer station and treatment facility at 4726 Loma Vista Avenue.

Public Hearing to consider the adoption of an amendment to the budget for the City of Vernon for fiscal year 2008-2009.

RESOLUTION NO. 9810 - A Resolution of the City Council of the City of Vernon Amending Resolution No. 9638, which Approved a Budget for the Fiscal Year 2008-2009, to Reflect Changes (Amendment No. 3)

Public Hearing to consider a Conditional Use Permit Application from Waste Management Health Care Solutions to operate a medical waste transfer station and treatment facility at 4280 Bandini Boulevard.

Public Hearing to consider a Conditional Use Permit Application from L.A. Wash Rack, Inc. to operate a truck wash facility at 4317 Downey Road.

ORDINANCE NO. 1154 - An Ordinance of the City Council of the City of Vernon Amending Section 2.69-1 of Chapter 2, Administration, of the Code of the City of Vernon, California, 1959, and Repealing all Ordinances or Parts of Ordinances in Conflict Therewith (second and final 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 at the end of the agenda.

City Treasurer's Department

1. **Ratification of City of Vernon Requisitions from the Legal Counsel Disbursement Custody Escrow Account No. 800458** covering claims and demands presented during the period of December 30, 2008 through January 5, 2009, drawn on The Bank of New York Mellon Corporation totaling **\$1,695,064.72**, which includes Requisition Nos. LCD520 through LCD522.

Community Services Department

2. Building Permit Report for the month of December 2008, to be received and filed.
3. Annual Building Permit Report for the 2008 calendar year, to be received and filed.

Fire Department

4. Fire Department Activity Report for the period of December 16 through December 31, 2008, to be received and filed.

Personnel Department

5. Request to grant merit step increases to the following employees as specified:
 - a. David Alvarez, Senior Administrative Assistant, from step 3 to step 2, effective January 18, 2009.
 - b. Luz Martinez, Department Secretary, from step 3 to step 2, effective January 18, 2009.
 - c. Paul Hallenberg, Firefighter, from step 3 to step 2, effective January 18, 2009.

- d. Corey Hernandez, Firefighter, from step 3 to step 2, effective January 18, 2009.
- e. Jonathan Sudduth, Firefighter, from step 3 to step 2, effective January 18, 2009.
- f. Jonathan Van Oeffelen, Firefighter, from step 3 to step 2, effective January 18, 2009.
- g. Erik Stene, Engineering Aide, from step 5 to step 4, effective January 18, 2009.
- h. Tania Tolmasoff, Document Control Assistant, from step 6 to step 5, effective January 18, 2009.
- i. Daniel Santos, Sergeant, from step 2 to step 1, effective January 21, 2009.
- j. Carlos Gudino, Utilityman III, from step 4 to step 3, effective February 1, 2009.
- k. Ivette Alfaro, Dispatcher, from step 5 to step 4, effective February 1, 2009.

6. Request to reassign the following Police Department personnel as specified:

- a. Sergeant Brandon Gray, from the Patrol Division to the Professional Standards Unit, effective January 6, 2009.
- b. Sergeant David Zapien, from the Cargo Theft Interdiction Program (outside detail) to the Patrol Division, effective January 7, 2009.

Police Department

7. Police Department Activity Log for the period of December 16 through December 31, 2008, to be received and filed.

End of Consent Calendar

Request for authorization for all City Council Members and one City Consultant to attend the "California Contract Cities Association 42nd Annual Sacramento Legislative Orientation Tour 2009" in Sacramento, California on January 12-14, 2009, and for the disbursement of funds for registration, transportation, lodging, and other related expenses at a total cost not to exceed \$21,000.00.

Request for authorization for all City Council Members and one City Consultant to attend the "Independent Cities Association 21st Annual Winter Seminar" in Santa Barbara, California on February 6-8, 2009, and for the disbursement of funds for registration, transportation, lodging, and other related expenses at a total cost not to exceed \$19,000.00.

Request from the Fire Chief for ratification of a work order issued to Valley Power Systems, Inc. in the amount of \$38,950.00 for a replacement motor and related repairs for Fire Engine No. 11.

Request from the Director of Community Services for approval of a fully executed Grant Deed from 5699 District Blvd. LLC, for the property located at 5699 District Boulevard, and authorization for the Mayor to execute the Certificate of Acceptance for said Grant Deed.

Request from the Director of Community Services for approval of and authorization to execute Change Order No. 1 to the contract with Infrastructure Engineering Corporation, Inc. in the amount of \$84,510.00 for the collection of sewer flow data.

RESOLUTION NO. 9779 - A Resolution of the City Council of the City of Vernon Accepting the Bid of FS Construction for the City Apartment Complex Parking Lot in Accordance with Contract No. CS-0014 of the City of Vernon and Approving the Execution of Said Contract

RESOLUTION NO. 9811 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amended and Restated Escrow Agreement By and Between the City of Vernon and the Bank of New York Mellon Trust Company, N.A. Regarding a City of Vernon Light & Power Capital Projects Account

RESOLUTION NO. 9812 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Consulting Services Agreement By and Between the City of Vernon and Black & Veatch Corporation Regarding the Onyx Ranch Wind Farm

RESOLUTION NO. 9813 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Equipment Purchase and Services Agreement By and Between the City of Vernon and Emergency Vehicle Group, Inc. for Retrofitting of Fire Department Command Vehicle

RESOLUTION NO. 9814 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Contract By and Between the City of Vernon and L-3 Mobile-Vision, Inc. for In-Car Wireless Mobile Video Systems for the Police Department

RESOLUTION NO. 9815 - A Resolution of the City Council of the City of Vernon Amending Resolution No. 9639 by Amending Section 11a and Schedule Nos. V and VIII of said Resolution Regarding the Compensation, Costs and Benefits of its Employees (Amendment No. 5)

RESOLUTION NO. 9816 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and DSK LLC

RESOLUTION NO. 9817 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and Rene Cardona

RESOLUTION NO. 9818 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and Pat Fresch

RESOLUTION NO. 9819 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and Jack Megorden

RESOLUTION NO. 9820 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and Kimberly McBride

RESOLUTION NO. 9821 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Consulting Agreement By and Between the City of Vernon and Environmental Management Professionals, LLC

Request from the City Administrator to assign the City apartment at 3386 East 50th Street to the City Treasurer, Sharon Duckworth.

Discussion of City-owned housing to be occupied by Police, Fire, Health, Electric Service and Gas Personnel, and the City Treasurer, and all necessary and appropriate changes to be made in existing City-owned housing.

Conference/Seminar reports from Elected Officials for the period of January 5 through January 11, 2009.

Reports from departments.

CLOSED SESSION

1. With respect to every item of business to be discussed in closed session pursuant to Government Code § 54957.

a. PUBLIC EMPLOYMENT

1. Systems Coordinator I (2)
2. Computer Aided Drafting Technician

b. EMPLOYEE APPOINTMENT

1. Systems Coordinator I (2)
2. Fire Prevention/Civil Defense Assistant

c. EMPLOYEE EVALUATION

1. Department Secretary
2. Director of Health & Environmental Control
3. Director of Human Resources
4. City Administrator
5. Finance Director
6. City Attorney/Director of Industrial Development
7. Assistant Director of Industrial Development
8. Risk Manager
9. Director of Personnel/Director of Business Services & Purchasing
10. Chief of Police
11. Fire Chief
12. Director of Community Services & Water
13. Director of Light & Power
14. City Treasurer
15. City Clerk

2. With respect to every item of business to be discussed in closed session pursuant to the Ralph M. Brown Act, subdivision (a) of Government Code § 54956.9.

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

- a. Huff, et al. v. Malkenhorst; Giron v. Huff, et al.; LASC No. BS 101423, Court of Appeal Case No. B194722
- b. City of Bell v. City of Vernon, LASC BC 390397
- c. Venegas, et al. v. County of Los Angeles, et al.; LASC No. BC 207136

3. With respect to every item of business to be discussed in closed session pursuant to the Ralph M. Brown Act, subdivision (b) of Government Code § 54956.9.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation:

- Four (4) potential cases

OPEN SESSION

CONSENT CALENDAR II – All matters listed on the Consent Calendar II are to be approved with one motion. Items may be removed from the Consent Calendar II by Council. Those items removed will be considered at the end of the agenda.

Personnel Department

1. Request to hire the following persons as specified:
 - a. Doug McBride as a Systems Coordinator I, step 6, in the Light & Power Department, effective January 13, 2009.

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- b.** Justin Simpson as a Systems Coordinator I, step 6, in the Light & Power Department, effective January 13, 2009.
 - c.** Gustavo Reveles as a Computer Aided Drafting Technician, step 9, in the Light & Power Department, effective January 20, 2009.
- 2.** Request to reclassify the following employees as specified:
 - a.** Fernando Flores, from Field Crew, step 5, to Systems Coordinator I, step 6, in the Light & Power Department, effective January 13, 2009.
 - b.** Jeff Fraga, from Field Crew, step 5, to Systems Coordinator I, step 6, in the Light & Power Department, effective January 13, 2009.
 - c.** Request to reclassify Carol Childers from Computer Aided Drafting Technician, step 1, in the Light & Power Department, to Fire Prevention/Civil Defense Assistant, step 2, in the Fire Department, effective January 20, 2009.
- 3.** Request to grant a merit step increase to Linda Smith, Department Secretary, from step 5 to step 4, effective January 18, 2009.

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 8th day of January 2009.

By: _____
Manuela Giron, City Clerk