

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

**MONDAY, MAY 11, 2009, 10:00 A.M.
COUNCIL CHAMBER
4305 SANTA FE AVENUE
VERNON, CA 90058**

***Hilario "Larry" Gonzales, Mayor
W. Michael McCormick, Mayor Pro Tempore
Leonis C. Malburg, Councilmember
William "Bill" Davis, Councilmember
Richard J. Maisano, Councilmember***

Under the California Public Records Act, 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: 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.

Pursuant to the provisions of the Brown Act, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule matters for consideration at a future City Council meeting.

CALL TO ORDER

MEMBERS PRESENT:

MEMBERS ABSENT:

CHANGES TO THE AGENDA

Minutes of the Regular City Council Meeting held April 27, 2009.

Service Pins to be awarded to the following employees:

Name	Position	Years
Gary Sawyer	Utilityman II	25 Years
David Muniz	Utilityman III	20 Years
Eric Anderson	Utilityman III	15 Years

PUBLIC COMMENT: The public is encouraged to address the City Council at this time on any matter listed on the agenda, including those matters on the Consent Calendar, or on any other matter within its jurisdiction. If you would like to make comment concerning a matter that is noticed for a public hearing item today, please wait until that hearing is formally opened before you make your comment.

Ratification of a Proclamation of the Mayor and the City Council of the City of Vernon Commending and Honoring Feliberto Navarro in Recognition of His Service and Support of the Vernon Community.

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

RESOLUTION NO. 9941 - 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. 5)

ORDINANCE NO. 1155 - An Ordinance of the City Council of the City of Vernon Amending Sections 16.15 and 16.16 of the Code of the City of Vernon, California, 1959, to Change Speed Limits on Certain Streets and to Repeal all Ordinances or Parts of Ordinances in Conflict Herewith (second reading)

ORDINANCE NO. 1156 - 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 (first 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.

Fire Department

1. Fire Department Activity Report for the period of April 16 through April 30, 2009, to be received and filed.

Light & Power Department

2. Light & Power Resource Procurement Report for the Month of January 2009, to be received and filed.

Personnel Department

3. Granting of merit step increase to the following employee as specified, effective July 1, 2009:

Efrain Sandoval, Resource Scheduler, from step 3 to step 2

Police Department

4. Police Department Activity Log for the period of April 16 through April 30, 2009, to be received and filed.

Treasury Department

5. Ratification of the following Warrant Register to record the following void check:
 - a. Warrant Register No. 1268 to record voided Check No. 325137 in the amount of \$18.00 issued on April 9, 2009
6. Ratification of the issuance of early checks for Warrant Register No. 1270, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$420,777.20, which includes Check Nos. 325321 through 325352 (Accounting period May 2009).
7. Ratification of wire transfers for Warrant Register No. 1270, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$6,471.18, which includes Wire Nos. 322 through 324 (Accounting period May 2009).
8. Warrant Register No. 1270, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$428,414.94, which includes Check Nos. 325353 through 325541 (Accounting period May 2009).
9. Ratification of wire transfers for Light & Power Warrant Register No. 235, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$1,901,056.85, which includes Wire Nos. 4286 through 4300 (Accounting period May 2009).
10. Ratification of the issuance of early checks for Light & Power Warrant Register No. 235, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$12,853.43, which includes Check Nos. 506522 through 506530 (Accounting period May 2009).
11. Light & Power Warrant Register No. 235 covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$132,171.81, which includes Check Nos. 506531 through 506553 (Accounting period May 2009).
12. Ratification of the issuance of early checks for Gas Warrant Register No. 26, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$5,677.61, which includes Check Nos. 139 through 142 (Accounting period May 2009).
13. Ratification of wire transfers for Gas Warrant Register No. 26, covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$2,214,000.21, which includes Wire Nos. 28 through 31 (Accounting period May 2009).
14. Gas Warrant Register No. 26 covering claims and demands presented during the period of April 22 through May 5, 2009, drawn on Bank of America totaling \$35,365.98, which includes Check Nos. 143 through 146 (Accounting period May 2009).

15. City of Vernon Report of Cash and Investments for the Quarter Ended March 31, 2009, to be received and filed.

End of Consent Calendar

Request from the Purchasing Department to issue a purchase order to Motorola, c/o Advanced Electronics, for the purchase of (3) Motorola XTL 5000 VHF Mobile Radios and (1) Motorola XTL 5000 UHF Mobil Radio and related equipment, for the Police Department in the amount of \$14,453.36, including taxes.

Request from the City Administrator that agendas be posted at 5:00 p.m. on the Wednesdays prior to the meetings and the agenda packets be distributed and made available for public review at that time, in order to provide the Public with sufficient time to review all agenda items before those items are considered by the City Council.

RESOLUTION NO. 9942 - A Resolution of the City Council of the City of Vernon Amending Resolution No. 9639 by Amending Schedule Nos. III and XXIV, of said Resolution Regarding the Compensation, Costs and Benefits of its Employees (Amendment No. 8)

RESOLUTION NO. 9943 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amendment Number Two to Employment Agreement By and Between the City of Vernon and Donal O'Callaghan

RESOLUTION NO. 9944 - A Resolution of the City Council of the City of Vernon Appointing Donal O'Callaghan to the Position of City Administrator and Repealing All Resolutions or Parts of Resolutions in Conflict Herewith

RESOLUTION NO. 9945 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amended and Restated Legal Services Agreement By and Between the City of Vernon and the Law Offices of Eric T. Fresch

RESOLUTION NO. 9946 - A Resolution of the City Council of the City of Vernon Accepting the Bid of Wondries Fleet Group on Bid No. 1460 for the Purchase of a 2009 Chevrolet Tahoe for the Police Department, Approving and Authorizing the Execution of a Vehicle Purchase Contract and the Issuance of a Purchase Order Respecting Said Bid

RESOLUTION NO. 9947 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Grant Application Under the California Beverage Container Recycling and Litter Reduction Act to the Department of Conservation's Division of Recycling

RESOLUTION NO. 9948 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Letter in Support of Comments Developed by the Los Angeles County Solid Waste Management Committee Regarding the California Integrated Waste Management Board's Interim Report for the Life Cycle Assessment of Organics Diversion Alternatives

RESOLUTION NO. 9949 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the City's Participation in the Edward Byrne Memorial Justice Assistance Grant Program by the Vernon Police Department in Accordance with the American Recovery and Reinvestment Act of 2009

RESOLUTION NO. 9950 - A Resolution of the City Council of the City of Vernon Approving and Authorizing a Standard Indemnification and Hold Harmless Agreement for Use of Private Property by Both the Vernon Fire and Police Departments for Training and Related Activities

RESOLUTION NO. 9951 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a CAISO Non-Disclosure and Use of Information Agreement for Congestion Revenue Rights Full Network Model By and Between the City of Vernon and the California Independent System Operator Corporation

RESOLUTION NO. 9952 - A Resolution of the City Council of the City of Vernon Approving and Adopting an Amended Renewable Portfolio Standard

RESOLUTION NO. 9953 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Second Supplemental Agreement By and Between the City of Vernon and the City of Los Angeles Regarding the Use of 2006 Urban Areas Security Initiative Grant Funds

RESOLUTION NO. 9954 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Filing of an Applicant Live Scan Service Application and Related Documents with the Department of Justice, Bureau of Criminal Identification and Information, by the Vernon Fire Department

RESOLUTION NO. 9955 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Letter in Support of Assembly Bill 222 Relating to Biorefineries

RESOLUTION NO. 9956 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Vehicle Purchase Contract By and Between the City of Vernon and California Seagrave aka Seagrave Fire Apparatus, LLC for Custom Pumps for the Fire Department

RESOLUTION NO. 9957 - A Resolution of the City Council of the City of Vernon Approving and Ratifying the Execution of a Legal Services Agreement By and Between the City of Vernon and Bradley & Gmelich

Conference/Seminar reports from Elected Officials for the period of April 27 through May 10, 2009.

Reports from departments.

CLOSED SESSION

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

a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (3)

1. Police Officer
2. Assistant Engineer
3. Records Management Assistant

b. PUBLIC EMPLOYEE APPOINTMENT (1)

1. Executive Secretary to the City Administrator

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. Gina R. Torres v. City of Vernon, et al.; USDC Case No. CV09-02684-SVW (CWx);

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

CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION

Initiation of litigation: One (1) potential case.

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 grant a merit step increase to Daniel Onopa, Police Officer, from step 2 to step 1, effective 5/14/09

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 7th day of May, 2009.

By:


Manuela Giron, City Clerk