

MINUTES OF THE REGULAR CITY COUNCIL
MEETING OF THE CITY OF VERNON HELD
MONDAY, MARCH 16, 2009, AT 10:03 A.M.
IN THE COUNCIL CHAMBERS OF THE CITY HALL
LOCATED AT 4305 SANTA FE AVENUE,
VERNON, CALIFORNIA

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

MEMBERS ABSENT: None

The meeting was called to order by Mayor Malburg.

The City Administrator advised that there were no changes to the agenda.

It was moved by Gonzales, seconded by McCormick that the Minutes of the Regular City Council Meeting held March 9, 2009, be approved and adopted as submitted. Motion carried. Councilman Davis abstained and disqualified himself on this matter.

The City Administrator announced that this was the time to present a Service Pin.

The Mayor presented and pinned a Service Pin on Councilman McCormick's jacket and congratulated him on behalf of the entire City Council for his 35 years of service with the City.

The City Administrator announced that this was the time allotted for anyone in the audience who wished to address the City Council on agenda and non-agenda items other than with regard to any public hearings that may be listed.

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

Mr. Rod Hamilton with the Los Angeles Unified School District (LAUSD) addressed the City Council seeking their support in the construction of a new high school in the Southeast Region and provided them with a copy of the LAUSD Information packet.

The Mayor asked is there was anyone else who wished to address the City Council at this time.

There was no one wishing to address the City Council at this time.

The City Administrator announced that this was the time to open the public hearing to consider the adoption of an amendment to the Budget for the City of Vernon for Fiscal Year 2008-2009.

The City Administrator addressed the City Council and summarized all the proposed budget amendments related thereto.

Councilman Gonzales asked if the proposed legal counsel for Light & Power would relieve some other attorney fees.

The Director of Light & Power informed the City Council that an in-house utility attorney would increase the efficiency and coordination of Light & Power issues and would cut costs of legal fees but not in its entirety.

The Mayor asked if there was anyone else who wished to address the City Council on this matter.

There was no one else who wished to address the City Council on this matter.

It was moved by McCormick, seconded by Gonzales, to open the public hearing to consider the adoption of an amendment to the Budget for the City of Vernon for Fiscal Year 2008-2009, the time being 10:15 a.m. Motion carried.

The Mayor asked if there was anyone in the audience who wished to address the City Council on this matter.

There was no one who wished to address the City Council on this matter.

It was moved by Davis, seconded by Maisano, to close the public hearing to consider the adoption of an amendment to the Budget for the City of Vernon for Fiscal Year 2008-2009, the time being 10:28 a.m. Motion carried.

RESOLUTION NO. 9885 - A Resolution of the City Council of the City of Vernon 2009 Amending Resolution No. 9638, Which Approved a Budget for the Fiscal Year 2008-2009, to Reflect Changes (Amendment No. 4), was read by title.

It was moved by McCormick, seconded by Gonzales that Resolution No. 9885 be approved and adopted. Motion carried.

The consent calendar was presented.

CONSENT CALENDAR

Community Services & Water

1. The 2008 Annual Report of the Community Services & Water Department, to be received and filed.

Personnel Department

2. Granting of merit step increase to the following employee as specified:

- a. Krystal Medina, Administrative Assistant, from step 10 to step 9, effective 3/29/09.

End of Consent Calendar

It was moved by Davis, seconded by Gonzales, that the matters on the Consent Calendar be approved as recommended. Motion carried.

Request from Director of Light & Power for authorization of Andrei Yermakov, Information Technology Manager, to approve and process documents related to the IT Department in an amount not to exceed \$5,000, was presented.

It was moved by Gonzales, seconded by Davis, that authorization be given to Andrei Yermakov, Information Technology Manager, to approve and process documents related to the IT Department in an amount not to exceed \$5,000. Motion carried.

Request from Director of Community Services to ratify the execution of Service Contract with 1st Alert for testing of all the secondary containment systems, which surround the City owned storage fuel tanks, required to be completed prior to April 2009.

It was moved by McCormick, seconded by Maisano, to ratify the execution of Service Contract with 1st Alert for testing of all the secondary containment systems, which surround the City owned storage fuel tanks, required to be completed prior to April 2009. Motion carried.

Request for authorization for four Councilmen and one City Consultant to attend the "6th Renewable Energy Finance Forum-Wall Street", in New York City, New York on June 22-25, 2009, and have the costs approved at a subsequent City Council meeting, was presented.

It was moved by Gonzales, seconded by McCormick, that authorization be given for four Councilmen and one City Consultant to attend the "6th Renewable Energy Finance Forum-Wall Street", in New York City, New York on June 22-25, 2009, and have the costs approved at a subsequent City Council meeting. Motion carried.

Request for authorization for all Councilmen and one City Consultant to attend the California Contract Cities Association (CCCA) 50th Annual Municipal Seminar, in Indian Wells, California on May 13-17, 2009, and for the disbursement of funds for registration, transportation, lodging, and other related expenses at a total cost not to exceed \$13,000.00, was presented.

It was moved by McCormick, seconded by Davis, that authorization be given for all Councilmen and one City Consultant to attend the California Contract Cities Association (CCCA) 50th Annual Municipal Seminar, in Indian Wells, California on May 13-17, 2009, and for the disbursement of funds for registration, transportation, lodging, and other related expenses at a total cost not to exceed \$13,000.00. Motion carried.

RESOLUTION NO. 9884 - A Resolution of the City Council of the City of Vernon Approving and Authorizing Notice Inviting Sealed Proposals or Bids for the Purchase of One 2009 Chevrolet Tahoe for the Police Department, was read by title.

It was moved by Davis, seconded by Maisano, that Resolution No. 9884 be approved and adopted. Motion carried.

RESOLUTION NO. 9886 - A Resolution of the City Council of the City of Vernon Appointing Eric T. Fresch to Serve as the Special Counsel of the City of Vernon, was read by title.

It was moved by Gonzales, seconded by Davis, that Resolution No. 9886 be approved and adopted. Motion carried.

RESOLUTION NO. 9887 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amendment Number Three to Amended and Restated Employment Agreement By and Between the City of Vernon and Eric T. Fresch, was read by title.

It was moved by McCormick, seconded by Maisano, that Resolution No. 9887 be approved and adopted. Motion carried.

RESOLUTION NO. 9888 - A Resolution of the City Council of the City of Vernon Amending Resolution No. 9639 by Amending Schedule Nos. III, V, VIII, XIII and XVII of Said Resolution and Adding Schedule Nos. XXIV and XXV to Said Resolution Regarding the Compensation, Costs and Benefits of Its Employees (Amendment No. 6), was read by title.

It was moved by Gonzales, seconded by McCormick, that Resolution No. 9888 be approved and adopted. Motion carried.

RESOLUTION NO. 9889 - A Resolution of the City Council of the City of Vernon Appointing Donal O'Callaghan to the Position of Director of the Utilities & Government Infrastructure Department, was read by title.

It was moved by Davis, seconded by Maisano, that Resolution No. 9889 be approved and adopted. Motion carried.

RESOLUTION NO. 9890 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amendment Number One to Employment Agreement By and Between the City of Vernon and Donal O'Callaghan, was read by title.

It was moved by McCormick, seconded by Gonzales, that Resolution No. 9890 be approved and adopted. Motion carried.

RESOLUTION NO. 9891 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Letter Agreement By and Between the City of Vernon and Barclays Capital Inc Regarding Power Resource Assets and Repealing Resolution No. 9777, was read by title.

Mr. Richard Ryan, from the Office of Assemblyman Perez, addressed the City Council to request, on behalf of Assemblyman Perez, that Resolution No. 9891 be deferred due to the lack of a staff report supporting such Resolution.

The City Administrator advised that all the information pertinent to the matter was on the agreement letter attached as an exhibit to the Resolution.

Mr. Ryan stated that the information on the agenda packet did not help the public identify how the item in question made it on the agenda.

The City Attorney advised that there was no staff report for this particular resolution; therefore, there was no staff report in the packet and no public record existed.

It was moved by Gonzales, seconded by McCormick, that Resolution No. 9891 be approved and adopted. Motion carried.

