

MINUTES OF THE REGULAR CITY COUNCIL  
MEETING OF THE CITY OF VERNON HELD  
MONDAY, MAY 18, 2009, AT 10:01 A.M.  
IN THE COUNCIL CHAMBERS OF THE CITY HALL  
LOCATED AT 4305 SANTA FE AVENUE,  
VERNON, CALIFORNIA

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

MEMBERS ABSENT: None

The meeting was called to order by Mayor Gonzales.

It was moved by Davis, seconded by Maisano, that the Minutes of the Regular City Council Meeting held May 11, 2009, be approved and adopted as submitted. Motion carried.

Special Counsel Eric Fresch announced to the audience that this was time for public comments.

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

Mr. Jim Moriarty introduced himself and thanked the City Council for retaining his services.

Mr. Mike Page, a business owner in the City of Vernon for approximately nine years, addressed the City Council to express his concern on overnight parking which is affecting his business operations.

The Director of Community Services explained the current restrictions on overnight parking being implemented by the Police Department in an attempt to eliminate overnight parking which consists of the issuance of citations to unattended parked trucks. He announced that he and the Police Department would meet with Mr. Page to work on a solution to this matter.

Councilman Davis reported on the trucks that park alongside Fruitland Avenue between Downey Road and Alcoa Avenue during late hours of the day and the noise made by their air conditioning units throughout the time that the trucks are parked on the street.

Councilman Maisano supported Councilman Davis' comments on this matter.

The Director of Community Services advised that he and the Police Department would meet to work on this matter and figure out some type of signage that would prevent trucks from parking in the area during certain hours, especially at night.

Mayor Gonzales asked if there was anyone else in the audience who wished to address the City Council at this time. There was no one else who wished to address the City Council at this time.

**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 (second and final reading), was read by title for a second and final reading.

It was moved by McCormick, seconded by Malburg, that Ordinance No. 1156 be approved.

**ORDINANCE NO. 1157** - An Ordinance of the City Council of the City of Vernon Establishing a Date for Certification of the Results of the Canvass of the June 2, 2009 Special Municipal Election; and Declaring that said Ordinance Shall Take Effect Immediately (first and final reading), was read by title for a first and final reading.

It was moved by Davis, seconded by McCormick, that Ordinance No. 1157 be approved and adopted. Motion carried.

Ayes: Gonzales, McCormick, Malburg, Davis, Maisano  
Noes: None  
Absent: None  
Abstained: None

**ORDINANCE NO. 1158** - An Ordinance of the City Council of the City of Vernon Amending the Code of the City of Vernon, California, 1959, by Amending Section 2.1 of said Code Regarding City Council Meetings and Repealing all Ordinances or Parts of Ordinances in Conflict Therewith (first reading), was read by title for a first reading.

It was moved by McCormick, seconded by Maisano, that Ordinance No. 1158 be approved for a first reading. Motion carried.

Ayes: Gonzales, McCormick, Malburg, Davis, Maisano  
Noes: None  
Absent: None  
Abstained: None

The Consent Calendar was presented.

### **Personnel Department**

1. Granting of merit step increases to the following employees as specified, effective May 24, 2009:

1. Deborah Juarez, Records Management Assistant, step 1
2. Mohamad Elmasri, Assistant Engineer, step 6

2. Granting of merit step increase for Robin Tolmasoff, Executive Secretary to the City Administrator, step 4 to step 3, to be effective May 24, 2009.

3. Request to reassign Fernando Valenzuela, Police Officer from TRAP special detail to Patrol Division, effective June 21, 2009.

## Treasury Department

4. Ratification of the following Warrant Register to record the following void check:
  - a. Warrant Register No. 1268 to record voided Check No. 325167 in the amount of \$30.00 issued on April 20, 2009.
  - b. Light & Power Warrant Register No. 232 to record voided Check No. 506469 in the amount of \$303.32 issued on April 13, 2009.
5. Ratification of the issuance of early checks for Warrant Register No. 1271, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$341,382.73, which includes Check Nos. 325542 through 325556 (Accounting period May 2009).
6. Ratification of wire transfers for Warrant Register No. 1271, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$8,414.50, which includes Wire No. 325 (Accounting period May 2009).
7. Warrant Register No. 1271, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$57,427.88, which includes Check Nos. 325557 through 325614 (Accounting period May 2009).
8. Ratification of wire transfers for Light & Power Warrant Register No. 236, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$146,758.73, which includes Wire Nos. 4301 through 4302 (Accounting period May 2009).
9. Ratification of the issuance of early checks for Light & Power Warrant Register No. 236, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$490.82, which includes Check Nos. 506554 through 506555 (Accounting period May 2009).
10. Light & Power Warrant Register No. 236 covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$4,624.61, which includes Check Nos. 506556 through 506562 (Accounting period May 2009).
11. Ratification of the issuance of checks for Payroll Warrant Register No. 635 covering claims and demands presented during the period of March 15 through April 11, 2009, drawn on Bank of America totaling \$2,980,470.58 - \$2,375,589.69 paid through electronic funds transfers (EFTs); \$604,880.89 paid through General Warrant Register (Accounting period April 2009).
12. City of Vernon Requisitions from the Remediation Proceeds Fund Custody Escrow Account No. 800460 covering claims and demands presented during the period of January 28, 2009 through May 12, 2009, to be drawn on The Bank of New York Mellon totaling \$2,800,303.65, which includes Requisition No. RPF029.

**13.** City of Vernon Requisitions from the Light & Power Capital Projects Custody Escrow Account No. 800458 covering claims and demands presented during the period of April 15, 2009 through May 12, 2009, to be drawn on The Bank of New York Mellon totaling \$472,708.15, which includes Requisition Nos. LPCP575 through LPCP583.

### **End of Consent Calendar**

Councilman Davis asked that item number eight be removed from the Consent Calendar to be considered separately.

It was moved by McCormick, seconded by Maisano, that the matters on the Consent Calendar, with the exception of item number eight, be approved as recommended. Motion carried.

**Item Number 8** - Ratification of wire transfers for Light & Power Warrant Register No. 236, covering claims and demands presented during the period of May 6 through May 11, 2009, drawn on Bank of America totaling \$146,758.73, which includes Wire Nos. 4301 through 4302 (Accounting period May 2009), was presented.

It was moved by McCormick, seconded by Malburg, that wire transfers for Light & Power Warrant Register No. 236, covering claims and demands totaling \$146,758.73, be ratified. Motion carried. Councilman Davis abstained and disqualified himself on this matter.

**RESOLUTION NO. 9958** - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Independent Contractor Agreement By and Between the City of Vernon and Richard P. Guess, M.D., FACEP, was read by title.

It was moved by McCormick, seconded by Davis, that Resolution No. 9958 be approved and adopted. Motion carried.

**RESOLUTION NO. 9960** - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Application for an Enforcement Assistance Grant from the California Integrated Waste Management Board, was read by title.

It was moved by Malburg, seconded by Davis, that Resolution No. 9960 be approved and adopted. Motion carried.

**RESOLUTION NO. 9961** - A Resolution of the City Council of the City of Vernon Approving and Adopting a City of Vernon Utility Billing Identity Theft Prevention Program, was read by title.

It was moved by Davis, seconded by Maisano, that Resolution No. 9961 be approved and adopted. Motion carried.

**RESOLUTION NO. 9962** - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Loan Agreement, an Environmental Indemnity Agreement and Related Loan Documents By and Between the City of Vernon and East West Bank and Authorizing the City to do all Actions Deemed Necessary or Advisable Concerning the Loan Relating to Property Located at 4855 E. 52<sup>nd</sup> Place, was read by title.