

MINUTES OF THE REGULAR CITY COUNCIL
MEETING OF THE CITY OF VERNON HELD
MONDAY, JULY 20, 2009, AT 9:02 A.M.
IN THE COUNCIL CHAMBERS OF THE CITY HALL
LOCATED AT 4305 SANTA FE AVENUE,
VERNON, CALIFORNIA

MEMBERS PRESENT: Gonzales, Davis, Maisano, Newmire

MEMBERS ABSENT: McCormick

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 July 13, 2009, be approved and adopted as submitted. Motion carried. 4-0

Special Counsel announced to the audience that this was the 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. Ronald Garcia, Regional Manager of Southern California Edison extended his condolences on the passing away of Mayor Pro Tempore Emeritus Thomas A. Ybarra. Mr. Garcia also informed the City Council that there was an article in today's WAVE newspaper distributed in the City of Huntington Park regarding the Mobile Computer vehicle donated by the City of Vernon which seems to be of great benefit to the Southeast Cities.

City Attorney Laurence Wiener, thanked the City Council for retaining the services of Richards, Watson & Gershon and introduced the following attorneys that would be at the city's disposition as necessary among others attorneys not being present: Craig Steele, Gena Stinnett, Robin Harris, Lisa Bond, Jim Grayson and Steven Orr.

Mayor Gonzales asked if there were any questions.

There were no questions at this time.

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

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

Special Counsel announced that this was the time for the Public Hearing to consider granting a variance to 2720 Soto, LLC, from Section 26.4.2-8(e) of the 2007 Comprehensive Zoning Ordinance, Development Standards (Access).

It was moved by Davis, seconded by Newmire, to open the Public Hearing, the time being 9:08 a.m. Motion carried. 4-0

The Director of Community Services & Water summarized the staff report and gave a power point presentation on the matter.

It was moved by Maisano, seconded by Davis, that the Public Hearing be continued to the meeting to be held August 3, 2009, the time being 9:13 a.m. Motion carried. 4-0

RESOLUTION NO. 10,022 - A Resolution of the City Council of the City of Vernon Approving Associate Membership by the City of Vernon in the California Enterprise Development Authority and Approving and Authorizing the Execution of an Associate Membership Agreement By and Between the City of Vernon and the California Enterprise Development Authority, was read by title.

It was moved by Davis, seconded by Maisano, that Resolution No. 10,022 be approved and adopted. Motion carried. 4-0

Special Counsel announced that this was the time for the Public Hearing with Respect to the Issuance of Tax-Exempt and/or Taxable Obligations by the California Enterprise Development Authority for the Purpose of Financing Facilities for the Benefit of R.B.R. Meat Company, Inc., Rite-Way Meat Packers, Inc., and/or Certain Affiliates thereof (or any Successor or Related Entity Thereto).

It was moved by Davis, seconded by Maisano, to open the Public Hearing, the time being 9:15 a.m. Motion carried. 4-0

Industrial Development Director, Harrison, addressed the City Council to inform them that the City would be under no financial obligation by approving the issuance of funds to R.B.R. Meat Company, Inc., as reimbursement for construction already completed.

Councilman Davis asked if R.B.R. Meat Company, Inc. had parking issues.

Mr. Erwin Miller, President of R.B.R. Meat Company, Inc. addressed the City Council and reported that there have not been any parking issues.

The Director of Community Services & Water addressed the City Council to inform them that the R.B.R. Meat Company, Inc. building was constructed to comply with the City Code to meet minimum parking requirements and that at some point in time they were seeking additional space.

It was moved by Davis, seconded by Maisano, that the Public Hearing be closed, the time being 9:18 a.m. Motion carried. 4-0

RESOLUTION NO. 10,023 - A Resolution of the City Council of the City of Vernon Approving the Issuance by the California Enterprise Development Authority of Not to Exceed \$4,500,000 Aggregate Principal Amount of the Authority's Revenue Obligations for the Benefit of RRR Real Estate Company, LLC, R.B.R. Meat Company, Inc., Rite-Way Meat Packers, Inc., Rose & Shore, Inc. and/or a Related or Successor Entity for the Purpose of Refinancing the Cost of Acquisition, Construction, Equipping and Furnishing of Certain Manufacturing Facilities, Providing the Terms and Conditions for Such Obligations and Other Matters Relating Thereto Herein Specified, was read by title.

It was moved by Maisano, seconded by Davis, that Resolution No. 10,023 be approved and adopted. Motion carried.
4-0

The Consent Calendar was presented.

Building Department

1. Building Department Report for the Month of June 2009.

Treasury Department

2. Ratification of the issuance of early checks for Warrant Register No. 1277, covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$16,783.46, which includes Check Nos. 326341 through 326356 (Accounting period July 2009).
3. Warrant Register No. 1277, covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$115,432.84, which includes Check Nos. 326357 through 326409 (Accounting period July 2009).
4. Ratification of wire transfers for Light & Power Warrant Register No. 242, covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$1,066,090.54, which includes Wire Nos. 4350 through 4354 (Accounting period July 2009).
5. Ratification of the issuance of early checks for Light & Power Warrant Register No. 242, covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$5,436.57, which includes Check Nos. 506694 through 506697 (Accounting period July 2009).
6. Light & Power Warrant Register No. 242 covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$30,266.96, which includes Check Nos. 506698 through 506704 (Accounting period July 2009).
7. Ratification of the issuance of early checks for Gas Warrant Register No. 32, covering claims and demands presented during the period of July 7, 2009 through July 13, 2009, drawn on East West Bank totaling \$6,562.50, which includes Check No. 178 (Accounting period July 2009).
8. Gas Warrant Register No. 32 covering claims and demands presented during the period of July 7, 2009 through July 13, 2009, drawn on East West Bank totaling \$2,034.81, which includes Check Nos. 179 through 181 (Accounting Period July 2009).
9. Ratification of City of Vernon Requisitions from the Light & Power Capital Projects Custody Escrow Account No. 800458 covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on The Bank of New York Mellon totaling \$31,200.00, which includes Requisition No. LPCP611 (Accounting period July 2009).

10. City of Vernon Requisitions from the Light & Power Capital Projects Custody Escrow Account No. 800458 covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, to be drawn on The Bank of New York Mellon totaling \$62,953.17, which includes Requisition Nos. LPCP612 through LPCP616 (Accounting period July 2009).

End of Consent Calendar

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

It was moved by Maisano, seconded by Newmire, that the matters on the Consent Calendar, with the exception of item number four, be approved as recommended. Motion carried. 4-0

Item Number 4 - Ratification of wire transfers for Light & Power Warrant Register No. 242, covering claims and demands presented during the period of July 7, 2009, through July 13, 2009, drawn on East West Bank totaling \$1,066,090.54, which includes Wire Nos. 4350 through 4354 (Accounting period July 2009), was presented.

Council member Davis recused himself and reported that he had a pension with Southern California Edison that may cause a conflict of interest in this matter.

It was moved by Maisano, seconded by Newmire, that wire transfers for Light & Power Warrant Register No. 242, covering claims and demands totaling \$1,066,090.54, be ratified. Motion carried.

APPROVED - Gonzales, Maisano, Newmire
RECUSED - Davis

Request from the Director of Community Services & Water for support of the Burlington Northern Santa Fe Railway Hobart Yard Truck Efficiency Improvement Project and authority for the Mayor to send a letter in support to the Los Angeles County Metropolitan Transportation Authority, was presented.

It was moved by Maisano, seconded by Davis, to approve the letter of support to the Los Angeles County Metropolitan Transportation Authority. Motion carried. 4-0

Request from the Risk Manager to extend the current two lunch hours for employees (11:30 a.m. to 12:30 p.m. and 12:30 p.m. to 1:30 p.m.) by one half hour in order to maximize the level of participation in the Health and Wellness Fair on August 19, 2009, was presented.

It was moved by Maisano, seconded by Newmire, to approve the request from the Risk Manager to extend the current two lunch hours for employees by one half hour in order to maximize the level of participation in the Health and Wellness Fair on August 19, 2009. Motion carried. 4-0

RESOLUTION NO. 10,024 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Second Restated and Amended Joint Exercise of Powers Agreement Among Members of the Southeast Cities Schools Coalition, was read by title.

