

MINUTES OF THE REGULAR CITY COUNCIL  
MEETING OF THE CITY OF VERNON HELD  
MONDAY, AUGUST 10, 2009, AT 9:05 A.M.  
IN THE COUNCIL CHAMBERS OF THE CITY HALL  
LOCATED AT 4305 SANTA FE AVENUE,  
VERNON, CALIFORNIA

MEMBERS PRESENT: Gonzales, McCormick, Davis, Newmire

MEMBERS ABSENT: Maisano

The meeting was called to order by Mayor Gonzales.

The Chief Deputy City Attorney 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.

Paul Rivera with the Rotary Club in Bell Gardens addressed the City Council and provided information on the upcoming fundraiser that will be held at the CitaDel Outlets on October 10, 2009.

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 in the audience who wished to address the City Council at this time.

The Chief Deputy City Attorney announced that this was the time for the Public Hearing to Grant 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 McCormick, seconded by Newmire, to open the Public Hearing, the time being 9:10 a.m. Motion carried. 4-0

The Director of Community Services & Water provided details of the matter being continued to this date, summarized details on the matter, and recommended that the variance be approved subject to the conditions listed on the variance.

No one else in the audience wished to address the City Council at this time.

It was moved by McCormick, seconded by Davis, to close the Public Hearing, the time being 9:13 a.m. Motion carried. 4-0

**RESOLUTION** of the City Council of the City of Vernon Granting a Variance to 2720 Soto, LLC from Section 26.4.2-8 (e) of the 2007 Comprehensive Zoning Ordinance, for the Property Located at 2720 Soto Street in the City of Vernon, was read by title.

It was moved by Davis, seconded by McCormick, that **Resolution No. 10,035** of the City Council of the city of Vernon Granting a Variance to 2720 Soto, LLC from Section 26.4.2-8 (e) of the 2007 Comprehensive Zoning Ordinance, for the Property Located at 2720 Soto Street in the City of Vernon, be approved and adopted. Motion carried. 4-0

The Chief Deputy City Attorney announced that this was the time for the Public Hearing to Grant a Variance to Pabco Building Products, LLC from Section 26.5.3-1 (d) of the Comprehensive Zoning Ordinance, Restrictions on Non-Conforming Buildings and Uses for the Property Located at 4460 & 4462 Pacific Boulevard in the City of Vernon.

It was moved by McCormick, seconded by Davis, to open the Public Hearing, the time being 9:14 a.m. Motion carried. 4-0

The Director of Community Services & Water presented a power point overview and summarized the staff report on this matter. He also notified the City Council that a letter was received from one of Pabco's neighboring businesses expressing concern of Pabco's employees currently parking in the neighboring business' parking lot, and the need to continue the meeting to look into this matter.

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

Mr. William Fraser, representing Pabco Building Products, addressed the current parking issue of Pabco's employees parking across the street without Pabco's consent and advised that Pabco would remind its employees to park exclusively in Pabco's assigned parking.

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

Mr. Justine Beimforde, with Pacific Santa Fe Industries, Inc. (Pacific) addressed the City Council to inform them that in addition to employees parking on his business premises that Pabco's customers also park in Pacific's parking lot. Mr. Beimforde advised that Pacific is not against the variance, but that some conditions to include bold, large signage should be included at Pabco's expenses to clarify the parking issue to Pabco's employees and customers, including the cost for towing services if necessary.

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

There being no one else in the audience wishing to address the City Council at this time, Mayor Gonzales asked that the involved parties meet with the Director of Community Services & Water on this matter.

It was moved by McCormick, seconded by Davis, to continue the Public Hearing and related resolution, to August 17, 2009, the time being 9:35 a.m. Motion carried. 4-0

**RESOLUTION** of the City Council of the City of Vernon Granting a Variance to Pabco Building Products, LLC from Section 26.5.3-1 (d) of the Comprehensive Zoning Ordinance, for the Property Located at 4460 & 4462 Pacific Boulevard in the City of Vernon, was continued to August 17, 2009.

The Chief Deputy City Attorney announced that this was the time for the Public Hearing to Approve a Lot Line Adjustment between the Common Boundaries of 2450 Vernon Avenue and 4262 Pacific Boulevard Requested by L & D Real Estate Holdings, LLC and Pabco Building Products, LLC.

It was moved by Davis, seconded by McCormick, to open the Public Hearing, the time being 9:36 a.m. Motion carried.  
4-0

The Director of Community Services & Water advised that this matter would have to be heard after the time in which the variance from Pabco is resolved and asked that the Public Hearing for the Lot Line Adjustment requested by Pabco be continued.

No one else in the audience wished to address the City Council at this time.

It was moved by McCormick, seconded by Davis, that the Public Hearing regarding the Lot Line Adjustment, and related resolution, be continued to the meeting of August 17, 2009, the time being 9:37 a.m. Motion carried. 4-0

**RESOLUTION** of the City Council of the City of Vernon Approving a Lot Line Adjustment for the Properties Located at 4462 Pacific Boulevard and 2450 Vernon Avenue, Requested by L&D Real Estate Holdings, LLC and Pabco Building Products, LLC and Approving an Amendment to a Covenant and Agreement to Hold the Newly Adjusted Lot Located at 4462 Pacific Boulevard with the Lot Located at 4460 Pacific Boulevard as One, was continued until August 17, 2009.

The Chief Deputy City Attorney announced that this was the time for the Public Hearing to Obtain Testimony from Affected and/or Interested Persons Regarding Vernon's Conformance with the Criteria in the Congestion Management Program as Established by the Los Angeles County Metropolitan Transportation Authority.

It was moved by McCormick, seconded by Newmire, to open the Public Hearing, the time being 9:38 a.m. Motion carried. 4-0

The Director of Community Services & Water summarized the staff report on this matter and recommended that the 2009 Congestion Management Program Annual Report be adopted.

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

No one else in the audience wished to address the City Council at this time.

It was moved by Davis, seconded by McCormick, that the Public Hearing be closed, the time being 9:41 a.m. Motion carried. 4-0

**RESOLUTION** of the City Council of the City of Vernon Finding the City of Vernon to be in Conformance with the Congestion Management Program (CMP) and Adopting the CMP Local Development Report, In Accordance with California Government Code Section 65089, was read by title.

It was moved by McCormick, seconded by Newmire, that **Resolution No. 10,036** of the City Council of the City of Vernon Finding the City of Vernon to be in Conformance with the Congestion Management Program (CMP) and Adopting the CMP Local Development Report, In Accordance with California Government Code Section 65089, be approved and adopted. Motion carried. 4-0

The Consent Calendar was presented.

### **Fire Department**

1. Fire Department Activity Report for July 16<sup>th</sup> through July 31<sup>st</sup> 2009.

### **Police Department**

2. Police Department Activity Report for July 16<sup>th</sup> through July 31<sup>st</sup> 2009.

### **Treasury Department**

3. Ratification of wire transfer for Warrant Register No. 1280, covering claims and demands presented during the period of July 28, 2009, through August 3, 2009, drawn on East West Bank totaling \$4,328.79, which includes Wire No. 337 (Accounting Period August 2009).

4. Ratification of the issuance of early checks for Warrant Register No. 1280, covering claims and demands presented during the period of July 28, 2009, through August 3, 2009, drawn on East West Bank totaling \$11,686.44, which includes Check Nos. 326582 through 326604 (Accounting period August 2009).

5. Warrant Register No. 1280, covering claims and demands presented during the period of July 28, 2009, through August 3, 2009, drawn on East West Bank totaling \$258,036.02, which includes Check Nos. 326605 through 326694 (Accounting period August 2009).

6. Ratification of wire transfers for Light & Power Warrant Register No. 245, covering claims and demands presented during the period of July 28, 2009, through August 3, 2009, drawn on East West Bank totaling \$2,318,668.25, which includes Wire Nos. 4367 through 4375 (Accounting period August 2009).

7. Ratification of the issuance of early checks for Light & Power Warrant Register No. 245, covering claims and demands presented during the period of July 28, 2009, through August 3, 2009, drawn on East West Bank totaling \$10,427.62, which includes Check Nos. 506733 through 506739 (Accounting period August 2009).

