MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF VERNON HELD TUESDAY, MAY 1, 2018, IN COUNCIL CHAMBER OF CITY HALL LOCATED AT 4305 SANTA FE AVENUE, VERNON, CALIFORNIA

MEMBERS PRESENT: Ybarra, Woodruff-Perez, Davis, Martinez, and Lopez

MEMBERS ABSENT: None.

CALL TO ORDER & FLAG SALUTE

The meeting was called to order at 7:30 a.m. by Mayor Woodruff-Perez; she also led the flag salute.

CHANGES TO THE AGENDA

City Clerk Maria Ayala announced no changes were made.

PUBLIC COMMENT

At this time the public is encouraged to address the City Council on any matter that is within the subject matter jurisdiction of the City Council. The public will also be given a chance to comment on matters which are on the posted agenda during City Council deliberation on those specific matters.

No public comment was provided.

BUDGET STUDY SESSION

1. City Administration
   Fiscal Year 2018/2019 Budget Study Session Presentations

   Recommendation:
   No action required by City Council. This is a presentation only.

City Administrator Fandino provided a PowerPoint Presentation and reported on the initial budget overview.

Finance Director William Fox provided additional information on unfunded pension liability and OPEB liabilities.

Human Resources Director Michael Earl also provided input on OPEB liability.

Meeting went into brief recess at 7:50 a.m. to address an electrical issue on the dais.

Meeting Reconvened at 7:51 a.m.

Councilmember Davis inquired as to why there is a projected dip in debt services, City Administrator Fandino explained that bond obligation would be paid off in the inquired time frame.

Director Fox spoke about alternative methods to supplement the revenue without causing adverse effects on the business community. He noted that the State’s transportation tax revenue takes population into account.

City Clerk Maria Ayala provided a PowerPoint Presentation on the City Clerk Department Budget.

Councilmember Ybarra inquired as to the 10% cut in budget expenditures, City Clerk Ayala explained the decrease is a result of cuts in two areas: training and professional services.

Director Fox provided a PowerPoint Presentation on the Finance Department Budget.

Health and Environmental Control Director Keith Allen provided a PowerPoint Presentation on the Health and Environmental Control Department Budget.

Human Resources Director Michael Earl provided a PowerPoint Presentation on the Human Resource Department Budget.

Information Technology Manager Ernesto Smith provided a PowerPoint Presentation on the Information Technology Budget.
Meeting went into Recess at 8:47 a.m.

Meeting Reconvened at 8:55 a.m.

PRESENTATIONS

2. **Human Resources**
   **Recognition of Retiring Employee - Anthony Shawn Rotell, Firefighter/Paramedic**

   Recommendation:
   A. It is recommended that the City Council acknowledge and present a proclamation to retiring employee Anthony Shawn Rotell, Firefighter/Paramedic in recognition of his dedicated service to the City of Vernon.

   City Clerk Ayala read the Proclamation.

   Councilmember Davis presented the proclamation to Anthony Shawn Rotell.

   Fire Chief Bruce English said a few words about Anthony Shawn Rotell and commended him on his service to the City.

   Mr. Rotell said a few words about his time serving the City of Vernon.

3. **Fire Department**
   **Muscular Dystrophy Association (MDA) Fill the Boot Fundraiser Presentation by Heather Harvin**

   Recommendation:
   No action required by City Council. This is a presentation only.

   Chief English introduced Heather Harvin, Representative for the Muscular Dystrophy Association.

   Ms. Harvin spoke about the association and the upcoming “Fill the Boot” fundraising campaign.

PUBLIC HEARING

4. **Public Works**
   **Ordinance Amending, Adding, and Renumbering Various Sections of the Vernon Zoning Code to Allow and Regulate Fitness and Recreational Facilities and Spectator Events Related Thereto Within the City of Vernon**

   Recommendation:
   A. Find that the proposed action is exempt under the California Environmental Quality Act (“CEQA”) review, because it is general policy and procedure-making activity that is unrelated to any specific project, which must undergo separate CEQA review, and that will not result in direct physical changes or reasonably foreseeable indirect physical changes in the environment, and therefore does not constitute a “project” as defined by CEQA Guidelines section 15378; and

   B. Conduct a Public Hearing; and

   C. Approve the first reading, and adopt at a subsequent meeting, an ordinance amending, adding and renumbering various sections within Chapter 26 of the Vernon Municipal Code (“VMC”) to allow and regulate Fitness and Recreational Facilities and spectator events related thereto within the City of Vernon.

Mayor Woodruff-Perez opened the public hearing at 9:12 a.m.

Public Works Director Daniel Wall reported on the proposed.

Public Comment
Marisa Olguin, Vernon Chamber of Commerce, inquired as to how this ordinance was produced and inquired about benefit analysis in holding these type of events in the City.

Director Daniel Wall spoke about how the ordinance amendment was initiated, the City was initially approached by a non-profit roller derby group. City Administrator Fandino clarified some points about the benefits of the ordinance amendment.

Mayor Woodruff-Perez opened the public hearing at 9:17 a.m.

It was moved by Davis and seconded by Martinez to approve the first reading, and adopt at a subsequent meeting, an Ordinance Amending, Adding, and Renumbering Various Sections of the Vernon Zoning Code to Allow and Regulate Fitness and Recreational Facilities and Spectator Events Related Thereto Within the City of Vernon. Motion carried, 5-0.

Ybarra: Yes
Woodruff-Perez: Yes
Davis: Yes
Martinez: Yes
Lopez: Yes

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 any member of the Council. Those items removed will be considered immediately after the Consent Calendar.

No public comment was provided.

It was moved by Ybarra and seconded by Lopez to approve all matters listed under the Consent Calendar under one motion as presented. Motion carried, 5-0.

Ybarra: Yes
Woodruff-Perez: Yes
Davis: Yes
Martinez: Yes
Lopez: Yes

5. **City Clerk**
   Minutes of the Regular City Council Meeting Held April 17, 2018

   Recommendation:
   A. Receive and File

6. **Finance/Treasury**
   Ratification of Warrant Registers to Record Voided Checks

   Recommendation:
   A. Ratify the following warrant registers to record voided checks:

   1) General Account Warrant Register No. 1479 to record voided Check No. 355671 in the amount of $5.35.
   2) General Account Warrant Register No. 1480 to record voided Check No. 355805 in the amount of $22.98.
   3) General Account Warrant Register No. 1481 to record voided Check No. 355920 in the amount of $14.45.
   4) General Account Warrant Register No. 1481 to record voided Check No. 355925 in the amount of $21.93.
   5) General Account Warrant Register No. 1486 to record voided Check No. 356520 in the amount of $75.41.
   6) General Account Warrant Register No. 1487 to record voided Check No. 356783 in the amount of $36.46.
7) General Account Warrant Register No. 1490 to record voided Check No. 357135 in the amount of $3,369.65.

7. Finance/Treasury
Approval of General Account Warrant Register No. 1493 Covering the Period of April 10 through April 23, 2018

Recommendation:
A. Approve General Account Warrant Register No. 1493 which totals $898,169.86 and consists of the following:

1) Ratification of electronic payments totaling $595,849.92.
2) Ratification of the issuance of early checks totaling $229,186.89.
3) Authorization to issue pending checks totaling $73,133.05.

8. Finance/Treasury
Approval of Public Utilities Account Warrant Register No. 458 Covering the Period of April 10 through April 23, 2018

Recommendation:
A. Approve Public Utilities Account Warrant Register No. 458 which totals $8,606,612.95 and consists of the following:

1) Ratification of electronic payments totaling $8,521,224.21.
2) Ratification of the issuance of early checks totaling $85,388.74.

9. Finance/Treasury
Approval of Gas Account Warrant Register No. 246 Covering the Period of April 10 through April 23, 2018

Recommendation:
A. Approve Gas Account Warrant Register No. 246 which totals $1,032.11 and consists of the following:

1) Ratification of electronic payments totaling $445.58.
2) Ratification of the issuance of early checks totaling $586.53.

10. Finance/Treasury
Approval of RDA Obligation Retirement Account Warrant Register No. 43 Covering the Period of February 27 through April 23, 2018

Recommendation:
A. Approve RDA Obligation Retirement Account Warrant Register No. 43 which totals $4,864.00 and consists of the following:

1) Ratification of electronic payments totaling $4,864.00.
2) Voided check No. 16 totaling $1,500.00.

11. City Administration
Ratification of Lease Agreement with the Vernon Chamber of Commerce for a Portion of 2724 Leonis Boulevard in Vernon, CA

Recommendation:
A. Find that ratification of the lease agreement with the Vernon Chamber of Commerce (Chamber) is exempt from California Environmental Quality Act (“CEQA”) review, because it is an administrative activity that will not result in direct or indirect physical changes in the environment, and therefore does not constitute a “project” as defined by CEQA Guidelines section 15378; and
B. Ratify the City Administrator's execution of a lease agreement with the Chamber for a portion of the property located at 2724 Leonis Boulevard, Vernon CA with a term beginning May 1, 2018 through April 30, 2019.

12. **Fire Department**
   Fire Department Activity Report for the period of March 16 through March 31, 2018

   Recommendation:
   A. Receive and file.

**NEW BUSINESS**

13. **Public Works**
   A Sub-Recipient Agreement Regarding the Environmental Clearance Phase of the West Santa Ana Branch Transit Corridor Between Gateway Cities Council of Governments and the City of Vernon

   Recommendation:
   A. Find that approval of the Sub-Recipient Agreement proposed in this staff report is exempt under the California Environmental Quality Act (“CEQA”) because it is an administrative activity that will not affect the environment and therefore is not a “project” as defined in CEQA Guidelines section 15378, and to the extent approving the Sub-Recipient Agreement can be deemed a “project,” is consistent with the City’s role as a responsible agency and in compliance with the California Environmental Quality Act; and

   B. Approve the Sub-recipient Agreement between Gateway Cities Council of Governments and the City of Vernon for the purpose of the Environmental Clearance Phase of the West Santa Ana Branch Transit Corridor project in order to receive reimbursement up to $28,000 for staff time spent on this phase of the project; and

   C. Authorize the City Administrator to execute the Subrecipient Agreement on behalf of the City of Vernon.

   Director Wall reported on the proposed.

   No public comment was provided.

   Councilmember Ybarra inquired about the reimbursement of funds, Director Wall responded with the technical information.

   It was moved by Ybarra and seconded by Lopez to approve all matters listed under the Consent Calendar under one motion as presented. Motion carried, 5-0.

   Ybarra: Yes
   Woodruff-Perez: Yes
   Davis: Yes
   Martinez: Yes
   Lopez: Yes

14. **Police Department**
   Award of Services Agreement with JRM, a Division of S&S Labor Force Incorporated, for Vernon City Hall Security Services

   Recommendation:
   A. Find that the approval of the services agreement proposed in this staff report is exempt from California Environmental Quality Act (“CEQA”) review, because such action is an administrative activity that will not result in direct or indirect physical changes in the environment, and therefore does not constitute a “project” as defined by CEQA Guidelines section 15378; and
B. Approve a Services Agreement with JRM, a Division of S&S Labor Force Incorporated ("JRM"), in substantially the same form as submitted herewith, for a three-year term in an amount not-to-exceed $263,392 per year for the provision of security services for Vernon City Hall; and

C. Authorize the City Administrator to execute a Services Agreement with JRM with an effective date of May 1, 2018.

Police Chief Anthony Miranda reported on the proposed.

No public comment was provided.

A lengthy dialogue ensued between the Council and staff regarding the logistics, security measure details, implementation, the origin of the proposal, costs, evaluation, and alternative options if the contact was not approved.

The dialogue switched to the suggestions to lower the cost of the proposal and other options if this proposal was not approved.

Councilmember Davis inquired as to how the Petrelli Electric yard was being secured, City Administrator Fandino responded that the same security group being proposed was currently employed to secure the Petrelli Electric yard.

Mayor Woodruff-Perez stated that she felt the proposal was excessive and wanted to peruse other options. Mayor Woodruff-Perez then suggested to table the item to the next meeting in order to gather more information.

The Council came to a consensus to table the item until the next City Council Meeting. Staff would provide the additional informational resources Council requested.

ORAL REPORTS
City Administrator Reports – brief reports on activities and other brief announcements.

City Administrator Fandino reported on the following: various power outages throughout the City; May 2nd Integrated Resource Plan Customer Outreach meeting; Vernon City Elementary School on a tour of the City’s Water Facilities; April 17th Vernon Regional Training Center Open House; Fire Department visits to Vernon City Elementary School; April 19th St. Baldrick’s “Shaving for Cancer” and Children’s Hospital blood donation event; Muscular Dystrophy Association “Fill the Boot” event in May; ICMA week long training; continuation of budget study sessions; May 3rd Southern California Association of Governments 2018 Regional Conference; Police Officer of the Year and Fire Fighter of the Year Awards Luncheon; California Contract Cities Association 59th Annual Municipal Seminar on May 17-20th; and various parking issues around the City and a projected plan to mitigate the issues.

Councilmember Ybarra inquired as to the locations and dates of the “Fill the Boot” campaign, Fire Chief English provided the location and date information.

City Council Reports – brief AB1234 reports, or report on: activities, announcements, or directives to staff.

No report provided.

At 9:41 a.m., the City Council entered into closed session to discuss the following agendized items:

CLOSED SESSION

15. City Attorney
CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation.
Government Code Section 54956.9(d)(2)

Number of potential cases: 2
16. **City Attorney**  
**CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
Government Code Section 54956.9(d)(1)  

Garcia-Martinez vs. City of Vernon, et al.  
Los Angeles Superior Court Case No. BC689446

At 10:21 a.m. the City Council exited closed session. City Attorney Hema Patel reported that three items were discussed and that no reportable action was taken.

**ADJOURNMENT**

With no further business, at 10:21 a.m., Mayor Woodruff-Perez adjourned the meeting.

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Yvette Woodruff-Perez  
Mayor

ATTEST:

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Maria E. Ayala  
City Clerk