

**MINUTES  
VERNON CITY COUNCIL  
REGULAR MEETING  
TUESDAY, OCTOBER 20, 2020  
COUNCIL CHAMBER, 4305 SANTA FE AVENUE**

**CALL TO ORDER**

Mayor Lopez called the meeting to order at 9:01 a.m.

**FLAG SALUTE**

Mayor Lopez led the Flag Salute.

**ROLL CALL**

PRESENT: Leticia Lopez, Mayor  
Melissa Ybarra, Mayor Pro Tem  
William Davis, Council Member  
Carol Menke, Council Member  
Diana Gonzales, Council Member

STAFF PRESENT:

Carlos Fandino, City Administrator  
Arnold Alvarez-Glasman, Interim City Attorney  
Lisa Pope, City Clerk  
Scott Williams, Finance Director  
Jim Enriquez, Interim Fire Chief  
Abraham Alemu, Public Utilities General Manager  
Fredrick Agyin, Health and Environmental Control Director  
Michael Earl, Human Resources Director  
Anthony Miranda, Police Chief  
Dan Wall, Public Works Director

**APPROVAL OF THE AGENDA**

**MOTION**

Council Member Gonzales moved and Council Member Davis seconded a motion to approve the agenda. The motion carried unanimously.

**PUBLIC COMMENT**

Rosemary Vivero, Los Angeles County Fire Department Community Service Liaison, introduced herself.

## PRESENTATIONS

### 1. **Employee Service Pin Awards**

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

Human Resources Director Earl acknowledged Raymond G. De Nijs, Firefighter/Paramedic; Irene M. Castillo, Senior Account Clerk; Donald R. Quiroz, Electric Operations Supervisor, as recipients of the Employee Service Pin Awards.

### 2. **Recognition of Jim Enriquez, Interim Fire Chief of the City of Vernon**

Recommendation: Acknowledge and present a proclamation to Jim Enriquez, Interim Fire Chief, in recognition of his leadership and service to the City of Vernon.

City Clerk Pope read the proclamation and Mayor Lopez and Mayor Pro Tem Ybarra presented the proclamation and City flag to Jim Enriquez, Interim Fire Chief.

## PUBLIC HEARINGS

### 3. **Proposed Modification to Reduce Fiber Optic Rates**

Recommendation: Adopt Resolution No. 2020-35 adopting revised fiber optic rate schedules.

Public Utilities General Manager Alemu presented the staff report.

In response to Council questions, General Manager Alemu explained dark fiber; the reason for reducing residential rates; the plan to grow the business; and future consideration of low-income rates.

Mayor Lopez opened the public hearing. There being no speakers, Mayor Lopez closed the public hearing.

## MOTION

Council Member Menke moved and Council Member Davis seconded a motion to adopt Resolution No. 2020-35 adopting revised fiber optic rate schedules. The motion carried unanimously.

### 4. **Transmission Revenue Requirement and Transmission Revenue Balancing Account Adjustment for 2021**

Recommendation: A. Adopt Resolution No. 2020-36 adopting a revised Transmission Revenue Requirement for 2021 in accordance with Vernon's Transmission Owner Tariff and providing for Tariff Sheet changes to implement the adjustment; and B. Adopt Resolution No. 2020-37 establishing a Transmission Revenue Balancing Account Adjustment for 2021 in accordance with Vernon's Transmission Owner Tariff and providing for Tariff Sheet changes to implement the adjustment.

Public Utilities General Manager Alemu presented the staff report.

In response to Council questions, General Manager Alemu explained the ISO as the power exchange.

Mayor Lopez opened the public hearing. There being no speakers, Mayor Lopez closed the public hearing.

#### **MOTION**

Council Member Menke moved and Mayor Lopez seconded a motion to: A. Adopt Resolution No. 2020-36 adopting a revised Transmission Revenue Requirement for 2021 in accordance with Vernon's Transmission Owner Tariff and providing for Tariff Sheet changes to implement the adjustment; and B. Adopt Resolution No. 2020-37 establishing a Transmission Revenue Balancing Account Adjustment for 2021 in accordance with Vernon's Transmission Owner Tariff and providing for Tariff Sheet changes to implement the adjustment. The question was called and the motion carried unanimously.

#### **CONSENT CALENDAR**

Council Member Gonzales pulled Item No. 7.

#### **MOTION**

Mayor Pro Tem Ybarra moved and Council Member Davis seconded a motion to approve the Consent Calendar, with the exception of Item No. 7. The question was called and the motion carried unanimously.

The Consent Calendar consisted of the following items:

5. **Approval of Minutes**  
Recommendation: Approve the October 6, 2020 Regular City Council meeting minutes.
6. **Claims Against the City**  
Recommendation: Receive and file the claims submitted by: 1) Sasha Farahi Esq., on behalf of Manuel Gamez Vazquez, in the unlimited amount of \$5,000,000; and 2) W. S. Dodge Oil Company in the amount of \$6,322.95.
8. **City Payroll Warrant Register**  
Recommendation: Approve City Payroll Warrant Register No. 772, for the period of September 1 through September 30, 2020, which totals \$3,080,266.42 and consists of ratification of direct deposits, checks and taxes totaling \$2,017,651.30 and ratification of checks and electronic fund transfers (EFT) for payroll related disbursements totaling \$1,062,615.12 paid through operating bank account.
9. **Federal Funds for Street Improvements Account Warrant Register**  
Recommendation: Approve Federal Funds for Street Improvements Account Warrant Register No. 34, for the period of September 20 through October 3, 2020, consisting of ratification of electronic payments totaling \$20,221.48.
10. **Police Department Activity Report**  
Recommendation: Receive and file the August 2020 Report.
11. **Services Agreement with Fujitsu Network Communications, Inc. and Blanket Purchase Order**

Recommendation: A. Find that a direct award of the proposed Services Agreement is in the best interest of the City and, therefore, exempt from the competitive selection process per Sections 2.17.12(B)(2) and 2.17.12(B)(3), of the Vernon Municipal Code; B. Approve and authorize the City Administrator to execute a Services Agreement with Fujitsu Network Communications, Inc. for the Maintenance of Equipment and Services Related to the Fiber Optic System Internet Access Operations in an amount not-to-exceed \$245,568, for a three-year term, effective November 7, 2020; and C. Approve the issuance of a blanket Purchase Order in an amount not-to-exceed \$40,000 for potential ancillary purchases with Fujitsu Network Communications during the remainder of Fiscal Year 2020/2021.

**12. Purchase Order to Motorola Solutions, Inc. for All-Band Portable Radios**

Recommendation: Approve and authorize the issuance of a purchase order to Motorola Solutions, Inc., (Motorola) for a total amount not to exceed \$24,871.97 for the purchase of three (3) Motorola APX 8000 All-Band Portable Radios to restore inventory.

**13. Public Works Street Operations Division Vehicles**

Recommendation: Approve the purchase of a 2021 Ford Super Duty F-550 with Knapheide dump body and equipment, a 2021 Ford Super Duty F-550 with Knapheide KUV body and equipment, and two (2) 2021 Ford Super Duty F-250s with flip tops and equipment through Sourcewell, for a total cost of \$228,169.84.

The following item was pulled from the Consent Calendar for individual consideration:

**7. Operating Account Warrant Register**

Recommendation: Approve Operating Account Warrant Register No. 54, for the period of September 20 through October 3, 2020, which totals \$4,975,670.99 and consists of ratification of electronic payments totaling \$4,754,417.25 and ratification of the issuance of early checks totaling \$221,253.74.

Council Member Gonzales asked about the payment to Morgan Lewis. Interim City Attorney Alvarez-Glasman explained that it was the balance of the agreement between the City and Morgan Lewis regarding Bicent.

**MOTION**

Council Member Menke moved and Council Member Gonzales seconded a motion to approve Operating Account Warrant Register No. 54, for the period of September 20 through October 3, 2020, which totals \$4,975,670.99 and consists of ratification of electronic payments totaling \$4,754,417.25 and ratification of the issuance of early checks totaling \$221,253.74. The question was called and the motion carried unanimously.

**NEW BUSINESS**

**14. Resource Adequacy Plan for 2021**

Recommendation: A. Adopt Resolution No. 2020-38 approving and adopting the Vernon Public Utilities Department Resource Adequacy Plan for 2021, which includes the coincident peak Demand Forecast, the Planning Reserve Margin, the Qualifying Capacity Criteria and the Qualifying Capacity from such resources, City's Resource Adequacy and Supply Data and approving the resources used to satisfy the California Independent System Operator's (CAISO) tariff requirements; and B. Authorize staff to submit the City of

Vernon Public Utilities Department's Resource Adequacy Plan for 2021 and the Monthly Resource Adequacy and Supply data to the CAISO.

Public Utilities General Manager Alemu presented the staff report

**MOTION**

Council Member Menke moved and Mayor Lopez seconded a motion to: A. Adopt Resolution No. 2020-38 approving and adopting the Vernon Public Utilities Department Resource Adequacy Plan for 2021, which includes the coincident peak Demand Forecast, the Planning Reserve Margin, the Qualifying Capacity Criteria and the Qualifying Capacity from such resources, City's Resource Adequacy and Supply Data and approving the resources used to satisfy the California Independent System Operator's (CAISO) tariff requirements; and B. Authorize staff to submit the City of Vernon Public Utilities Department's Resource Adequacy Plan for 2021 and the Monthly Resource Adequacy and Supply data to the CAISO. The question was called and the motion carried unanimously.

**15. Memorandum of Understanding Between County of Los Angeles and City of Vernon for Lead Based Paint Hazard Mitigation Program Management Services - Vernon Lead Free Homes L.A. Program**

Recommendation: Approve the Memorandum of Understanding (MOU) between County of Los Angeles and City of Vernon in substantially the same form as submitted, for lead based paint hazard mitigation services.

Health and Environmental Control Director Agyin presented the staff report.

In response to Council questions, Health and Environmental Control Director Agyin indicated the program would determine whether Vernon homes contained lead-based paint.

**MOTION**

Mayor Pro Tem Ybarra moved and Mayor Lopez seconded a motion to approve the Memorandum of Understanding (MOU) between County of Los Angeles and City of Vernon in substantially the same form as submitted, for lead based paint hazard mitigation services. The question was called and the motion carried unanimously.

**ORAL REPORTS**

**City Administrator Reports on Activities and other Announcements.**

City Administrator Fandino provided an update on recent Police and Vernon Public Utilities activities and the Exide Bankruptcy Court decision. He announced the Vernon Fire/LA County Fire transition on October 21, 2020, and reminded residents to participate in the City's Halloween festivities.

**City Council Reports on Activities (including AB1234), Announcements, or Directives to Staff.**

Mayor Lopez reported on the League of California Cities Annual Conference and indicated each Council Member was registered to attend at a rate of \$50.

**RECESS**

Mayor Lopez recessed the meeting to Closed Session at 9:53 a.m.

**CLOSED SESSION**

**16. PUBLIC EMPLOYEE EVALUATION**

Government Code Section 54957  
Position: City Administrator

**17. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation Government Code Section 54956.9(d)(2)  
Number of Potential Cases: 1  
Interim City Attorney to provide an oral statement regarding the facts and circumstances leading to exposure to litigation prior to the closed session

Pursuant to Government Code Section 54956.9(e)(1), no oral statement by the City Attorney was made or required to be made prior to recessing into closed session.

**RECONVENE**

At 1:27 p.m., Mayor Lopez adjourned Closed Session and reconvened the regular meeting.

**CLOSED SESSION REPORT**

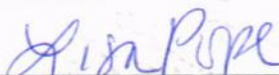
Interim City Attorney Alvarez-Glasman reported that the Council, with all five members present, met in Closed Session, discussed the items on the agenda, and took no reportable action.

**ADJOURNMENT**

Mayor Lopez adjourned the meeting at 1:27 p.m.

  
LETICIA LOPEZ, Mayor

ATTEST:

  
LISA POPE, City Clerk  
(seal)