

**MINUTES
VERNON CITY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 5, 2022
COUNCIL CHAMBER, 4305 SANTA FE AVENUE**

CALL TO ORDER

Mayor Ybarra called the meeting to order at 9:03 a.m.

FLAG SALUTE

Vernon Police Department Honor Guard presented the colors and Chief Sousa led the Flag Salute.

ROLL CALL

PRESENT:

Melissa Ybarra, Mayor (via remote access)
William Davis, Mayor Pro Tem
Leticia Lopez, Council Member
Crystal Larios, Council Member
Judith Merlo, Council Member

STAFF PRESENT:

Carlos Fandino, City Administrator (via remote access)
Angela Kimmey, Deputy City Administrator
Zaynah Moussa, Interim City Attorney
Lisa Pope, City Clerk
Scott Williams, Finance Director
Fredrick Agyin, Health and Environmental Control Director
Michael Earl, Human Resources Director
Robert Sousa, Police Chief
Dan Wall, Public Works Director
Todd Dusenberry, Assistant Public Utilities General Manager

APPROVAL OF THE AGENDA

MOTION

Council Member Lopez moved and Council Member Merlo seconded a motion to approve the agenda. The question was called and the motion carried unanimously.

PUBLIC COMMENT

None.

PRESENTATIONS

- 1. Swearing-In Ceremony for New Police Officers in the Police Department**
Recommendation: Administer the Oath of Office to Police Officers Alan Escarpe, Brittany Gonzalez and Melissa Hernandez.

Police Chief Sousa presented the staff report and introduced new Police Officers Alan Escarpe, Brittany Gonzalez, and Melissa Hernandez.

City Clerk Pope administered the Oath of Office.

RECESS

Mayor Ybarra called a recess at 9:15 a.m. The meeting reconvened at 9:20 a.m. with all Council Members present.

- 2. Proclamation Declaring Sexual Assault Awareness Month and Denim Day**
Recommendation: Proclaim the month of April 2022 as "Sexual Assault Awareness Month" and Wednesday, April 27, 2022 as "Denim Day" in the City of Vernon.

City Clerk Pope read the proclamation.

- 3. Proclamation Celebrating the 70th Anniversary of the Greater Los Angeles County Vector Control District**
Recommendation: Commend and honor the Greater Los Angeles County Vector Control District on their 70th Anniversary Milestone.

City Clerk Pope read the proclamation.

- 4. City Administrator Report:**
 - New Business Welcome
 - Partnerships to Aid Unhoused Population
 - Clean California Grant for Vernon Park
 - Utility in Southern California Public Power Association (SCPPA) Newsletter
 - Vernon Job Fair
 - Community EngagementRecommendation: No action is required by City Council. This is a presentation only.

City Administrator Fandino presented the report.

PUBLIC HEARINGS

- 5. General Fee Schedule for Fiscal Year 2022-2023**
Recommendation: Adopt Resolution No. 2022-06 approving and adopting the General Fee Schedule for Fiscal Year (FY) 2022-2023.

Finance Director Williams presented the staff report.

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

MOTION

Council Member Lopez moved and Council Member Larios seconded a motion to adopt Resolution No. 2022-06 approving and adopting the General Fee Schedule for Fiscal Year (FY) 2022-2023. The question was called and the motion carried unanimously.

CONSENT CALENDAR

MOTION

Mayor Pro Tem Davis moved and Council Member Lopez seconded a motion to approve the Consent Calendar. The question was called and the motion carried unanimously.

The Consent Calendar consisted of the following items:

6. Approval of Minutes

Recommendation: Approve the March 15, 2022 Regular City Council meeting minutes.

7. Conduct of Meetings via Teleconference Pursuant to Assembly Bill 361

Recommendation: Ratify the findings in Resolution No. 2021-36 authorizing continued conduct of City Council and all other City legislative body meetings via teleconference, in accordance with Assembly Bill 361 (AB 361), due to continued public health and safety concerns caused by COVID-19.

8. Claims Against the City

Recommendation: Receive and file the claim submitted by Mayra A. Llamas in the amount of \$1,620.

9. Operating Account Warrant Register

Recommendation: Approve Operating Account Warrant Register No. 84, for the period of February 27 through March 19, 2022, totaling \$10,616,891.14 and consisting of ratification of electronic payments totaling \$9,706,845.77 and ratification of the issuance of early checks totaling \$910,045.37.

10. Public Works Department Monthly Report

Recommendation: Receive and file the February 2022 Building Report.

11. Recovered Organic Waste Product and Recycled-Content Paper Procurement Policy

Recommendation: Adopt the Recovered Organic Waste Product and Recycled-Content Paper Procurement Policy.

12. Agreements with the California Department of Transportation (CalTrans)

Recommendation: Adopt Resolution No. 2022-07 authorizing the Director of Public Works to execute all Federal or State Grant Funding Agreements with the State of California, acting by and through the Department of Transportation.

- 13. Electrical Easement at 2340 East 52nd Street - Assessor's Parcel Number (APN) 6308-016-025**
Recommendation: Accept the Electrical Easement and authorize the Mayor to execute the Certificate of Acceptance for 2340 East 52nd Street (APN 6308-016-025).
- 14. Services Agreement with YESCO LLC dba YESCO Signs LLC (Contract No. CS-1425) for Vernon Gateway Arch Project**
Recommendation: A. Find that the proposed action is categorically exempt under the California Environmentally Quality Act (CEQA) in accordance with CEQA Guidelines Section 15303, because the project consists of new construction of limited small new facilities; and Section 15311, because the project only consists of construction or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities; B. Approve and authorize the City Administrator to execute Services Agreement Contract CS-1425 with YESCO LLC, dba YESCO Signs LLC in substantially the same form as submitted, in an amount not-to-exceed \$499,364.97 for the City of Vernon Gateway Arch Project for a three-year term; and C. Authorize a contingency of \$75,000 in the event of an unexpected changed condition in the project and grant authority to the City Administrator to issue Change Orders for an amount up to the contingency amount, if necessary.
- 15. Vernon Rental Housing Policy**
Recommendation: Adopt Resolution No. 2022-08 approving a Vernon Rental Housing Policy for the Vernon Housing Commission and repealing Resolution No. 2011-175.
- 16. Construction Contract with Capital Industrial Coatings, LLC for the Rehabilitation of Reservoirs 2-1, 2-2, and 2-3 Project**
Recommendation: A. Find that the proposed action is categorically exempt from California Environmental Quality Act (CEQA) review, in accordance with CEQA Guidelines Section 15301, because the project consists of the maintenance, repair or minor alteration of existing facilities and equipment and involves negligible or no expansion of an existing use; B. Accept the bid from Capital Industrial Coatings, LLC as the lowest responsive and responsible bidder and reject all other bids; C. Approve and authorize the City Administrator to execute a Construction Contract with Capital Industrial Coatings, LLC in substantially the same form as submitted, in an amount not-to-exceed \$2,033,308 for the Rehabilitation of Reservoirs 2-1, 2-2, and 2-3; and D. Authorize a contingency amount of \$200,000 in the event of unforeseen changes in the project and grant authority to the City Administrator to issue Change Orders for an amount up to the contingency amount, if necessary.
- 17. Payment and Blanket Purchase Contract with ABB, Inc.**
Recommendation: A. Find that the proposed action is categorically exempt from California Environmental Quality Act (CEQA) review, in accordance with CEQA Guidelines § 15301, because the project consists of the maintenance, repair or minor alteration of an existing facility and involves negligible or no expansion of an existing use; B. Approve payment to ABB, Inc. for Invoice No. 7105433953, in the amount of \$340,716.69 for starting motor drive replacement parts; C. Find that the best interests of the City are served by a direct award of a purchase contract to ABB, Inc., without a competitive selection process pursuant to Section 3.32.110

B.2 of the Vernon Municipal Code (VMC); and D. Authorize issuance of a blanket Purchase Contract in an amount not-to-exceed \$92,283.31 with ABB, Inc., subject to City Attorney's Office approval of terms and conditions, for the installation of a starting motor drive and maintenance services needed at Malburg Generating Station (MGS) for the remainder of fiscal year (FY) 2021-2022.

NEW BUSINESS

18. Amendments to Vernon Municipal Code Section 3.32.250 Emergency Purchases

Recommendation: A. Introduce and conduct the first reading of Ordinance No. 1279 amending Section 3.32.250 of Title 3 Revenue and Finance of the Vernon Municipal Code regarding emergency purchases; and B. Direct staff to schedule second reading and adoption for the April 19, 2022 City Council meeting.

Finance Director Williams presented the staff report.

In response to Council questions, Interim City Attorney Moussa and Assistant Public Utilities General Manager Dusenberry explained the reason for not capping allowable purchase amounts; potential emergencies; and prudent process for selecting vendors.

MOTION

Council Member Lopez moved and Mayor Pro Tem Davis seconded a motion to: A. Introduce and conduct the first reading of Ordinance No. 1279 amending Section 3.32.250 of Title 3 Revenue and Finance of the Vernon Municipal Code regarding emergency purchases; and B. Direct staff to schedule second reading and adoption for the April 19, 2022 City Council meeting The question was called and the motion carried unanimously.

ORAL REPORTS

City Administrator Reports on Activities and other Announcements.

City Administrator Fandino provided follow-up information regarding the Bell Shelter Agreement approved at the March 15, 2022 Council meeting. He announced Easter Bunny Vernon Elementary Visit on April 7, 2022, National Clean Up Day in May, and the Summer Kick-Off/Graduation Event in June.

City Council Reports on Activities (including AB 1234), Announcements, or Directives to Staff.

Council Member Lopez reported on her attendance at the Independent Cities Association Winter Seminar at a cost of \$2,345.

RECESS

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

CLOSED SESSION

- 19. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION –**
Significant exposure to litigation
Government Code Section 54956.9(d)(2) Number of potential cases: 1
- 20. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Government Code Section 54956.9(d)(1)
Teresa Rodriguez v. City of Vernon
Los Angeles Superior Court Case No. 22STCV09515
- 21. **PUBLIC EMPLOYMENT**
Government Code Section 54957(b)(1) Title: City Attorney

RECONVENE

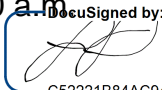
At 10:49 a.m., Mayor Ybarra adjourned Closed Session and reconvened the regular meeting.

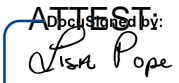
CLOSED SESSION REPORT

Interim City Attorney Moussa reported that the Council met in Closed Session, discussed the items on the agenda, and took no reportable action.

ADJOURNMENT

Mayor Ybarra adjourned the meeting at 10:50 a.m.

DocuSigned by:

 C52224B84AC94F3...
 LETICIA LOPEZ, Mayor

ATTEST:
 DocuSigned by:

 9F43A1B0C2E44A8...
 LISA POPE, City Clerk
 (seal)