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Americans with Disabilities Act ("ADA"): In compliance with the ADA, if you need special assistance to participate in the meeting, please contact the Office of the City Clerk at (323) 583-8811. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.



Agenda
City of Vernon
Regular City Council Meeting
Tuesday, October 02, 2018, 09:00 AM
City Hall, Council Chamber
4305 Santa Fe Avenue
Vernon, California
Yvette Woodruff-Perez, Mayor
William J. Davis, Mayor Pro-Tem
Luz Martinez, Council Member
Leticia Lopez, Council Member
Melissa Ybarra, Council Member

CALL TO ORDER & FLAG SALUTE

CHANGES TO THE AGENDA

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.

PUBLIC HEARING

1. **City Administration**
An Ordinance Amending Article XX of Chapter 2 of the Vernon Municipal Code to Modify Parameters Pertaining to Fund Allocation, Eligibility, and Criteria for Vernon CommUNITY Fund Grants

Recommendation:

A. Find that the Ordinance amendment referenced in this staff report is exempt from California Environmental Quality Act ("CEQA") review, because it is a continuing 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. Conduct a Public Hearing; and

C. Approve the first reading, and adopt at a subsequent meeting, an ordinance amending Article XX of Chapter 2, Sections 2.164, 2.165 and 2.166, of the Vernon Municipal Code to modify Vernon CommUNITY Fund grant allocation provisions and include the specific eligibility and selection criteria for scholarship applicants.

[1. Public Hearing Notice](#)

[2. Ordinance - Amending Article XX of Ch. 2 First Reading](#)

PRESENTATION

2. Human Resources

Recognition of Retiring Employee - Richard Recano, Electric Operator

Recommendation:

A. Acknowledge and present a proclamation to retiring employee Richard Recano, Electric Operator, in recognition of his dedicated service to the City of Vernon.

[1. Proclamation - Richard Recano](#)

3. Finance/ Treasury

Cost Allocation Plan & User Fee Study Presentation

Presented by: Daniel Edds, Representative from Capital Accounting Partners, LLC

Recommendation:

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

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.

4. City Clerk

Minutes of the Regular City Council Meeting held September 18, 2018

Recommendation:

A. Receive and File

[City Council Minutes 09-18-18](#)

5. Finance/ Treasury

Approval of Operating Account Warrant Register No. 8 Covering the Period of September

11 through September 24, 2018

Recommendation:

A. Approve Operating Account Warrant Register No. 8 which totals \$8,546,521.19 and consists of the following:

- 1) Ratification of electronic payments totaling \$8,173,739.78.
- 2) Ratification of the issuance of early checks totaling \$367,970.07.
- 3) Authorization to issue pending checks totaling \$4,811.34.

[1. Operating Account Warrant Register No. 8](#)

6. **Finance/ Treasury**

Approval of RDA Obligation Retirement Account Warrant Register No. 46 Covering the Period of August 28 through September 24, 2018

Recommendation:

A. Approve RDA Obligation Retirement Account Warrant Register No. 46 which totals \$180.00 and consists of the following:

- 1) Ratification of electronic payments totaling \$180.00.

[1. RDA Obligation Retirement Fund Account Warrant Register No. 46](#)

7. **Fire Department**

Fire Department Activity Report for the Period of August 16 through August 31, 2018

Recommendation:

A. Receive and file.

[1. Fire Department Activity Report - 08/16/18 to 08/31/18](#)

8. **Police Department**

Vernon Police Department Activity Log and Statistical Summary for the period of August 16 through August 31, 2018

Recommendation:

A. Receive and file.

[1. Police Department Activity Report - 08/16/18 to 08/31/18](#)

9. **Public Utilities**

Ratification of the Submission to the California Energy Commission of the Attestation of the Veracity of the 2017 Power Source Disclosure Program Annual Report and Approval of the Power Content Label

Recommendation:

A. Find that approval of the proposed action is exempt under the 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 submission to the California Energy Commission of the attestation, signed by Vernon Public Utilities' Integrated Resource Manager, of the veracity of the 2017 Power Source Disclosure Program Annual Report; and

C. Approve the Power Content Label and authorize its submission to the California Energy Commission.

1. [2017 Power Source Disclosure Program Annual Report](#)
2. [2017 Power Content Label](#)

10. **Public Utilities**

Amendment No. 1 to the License and Software Services Agreement with Power Settlements Consulting and Software, LLC

Recommendation:

A. Find that approval of the proposed action 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. Approve Amendment No. 1 to the License and Software Services Agreement with Power Settlements Consulting and Software, LLC, (Contract No. 15-095) extending the term by three (3) months to January 31, 2019 and increasing the existing not-to-exceed amount of \$333,818 by an additional \$27,052.95, for a total contract value of \$360,870.95; and

C. Authorize the City Administrator to execute Amendment No. 1, in substantially the same form as submitted herewith, with Power Settlements Consulting and Software, LLC, for the use and service of software for managing California Independent System Operator, Inc. ("CAISO") settlement data with an effective date of November 1, 2018.

1. [Amendment No. 1 with Power Settlements Consulting and Software, LLC](#)

11. **Public Utilities**

Base Contract ("NAESB") with Calpine Energy Services, L.P. for Sale and Purchase of Natural Gas

Recommendation:

A. Find that (a) the agreement between the City of Vernon and Calpine Energy Services is not in reference to a "project" subject to the California Environmental Quality Act ("CEQA") under Guidelines section 15378 because it involves the continuing administrative activity of purchasing

natural gas; and (b) even if this approval were a “project” subject to CEQA, the approval requested is exempt in accordance with CEQA Guidelines Section 15061(b)(3), the general rule that CEQA only applies to projects that may have a significant effect on the environment, and any construction that may occur by a private party in the future in reliance on this approval would be subject to CEQA review by another governmental agency at that time when actual details of any physical proposal would be more than speculative; and

B. Approve the North American Energy Standards Board (“NAESB”) contract by and between the City of Vernon (“City”) and Calpine Energy Services, L.P. (“Calpine”) in substantially the same form as attached; and

C. Authorize the General Manager of Public Utilities (as per Resolution No. 9280) to execute the NAESB contract by and between the City and Calpine for the purpose of selling and/or buying natural gas to or from Calpine as needs dictate and in compliance with the general terms established in the agreement.

[1. Base Contract \(NAESB\) including Special Provisions with Calpine Energy Services L.P.](#)

12. **Public Works**

Public Works Department August 2018 Monthly Building Report

Recommendation:

A. Receive and File.

[1. Public Works Department August 2018 Building Report](#)

NEW BUSINESS

13. **Human Resources**

A Resolution Appointing Fredrick Agyin to serve as Director of Health and Environmental Control for the City of Vernon and approving and authorizing the execution of a related at-will employment agreement.

Recommendation:

A. Find that approval of the proposed action 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. Adopt the attached resolution appointing Fredrick Agyin to serve as Director of Health and Environmental Control of the City of Vernon effective October 15, 2018, and approving and authorizing the execution of a related at-will employment agreement.

[1. Resolution - Director of HEC](#)

14. **City Clerk**

Oath & Appointment of Fredrick Agyin as Director of Health and Environmental Control for the City of Vernon.

15. **Public Utilities**

Award of a Labor and Materials Contract to Virginia Transformer Corp to Furnish and Deliver a Single 66KV-7.2KV Three-Phase Power Transformer (Bid Specification No. TR3-2018-VS.R1)

Recommendation:

A. Find that approval of the proposed purchase of a Power Transformer is exempt from California Environmental Quality Act ("CEQA") review, because accepting and awarding a bid 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. As to the replacement of Power Transformer, the proposed action is exempt from CEQA review, in accordance with CEQA Guidelines § 15302, because the proposed project consists of the reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; and

B. Accept the bid from Virginia Transformer Corp as the lowest responsive and responsible bidder and reject all other bids; and

C. Approve and authorize the execution of the Labor and Materials Contract with Virginia Transformer Corp, in substantially the same form as attached herewith, to furnish, deliver, and commission the requested 66KV-7.2KV three-phase power transformer (Bid Specification No. TR3-2018-VS.R1) for a three (3) year term in an amount not-to-exceed \$1,127,564 with an effective date of October 3, 2018.

[1. Labor and Materials Contract with Virginia Transformer Corp](#)

[2. Bid Evaluation Table - Bid Specification No. TR3-2018-VS.R1](#)

ORAL REPORTS

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

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

CLOSED SESSION

16. **City Attorney**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation.

Government Code Section 54956.9(d)(2)

October 02, 2018

Number of potential cases: 1

ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing agenda was posted on the bulletin board at the main entrance of the City of Vernon City Hall, located at 4305 Santa Fe Avenue, Vernon, California, and on the City's website, not less than 72 hours prior to the meeting set forth on this agenda.

Dated this 27th day of September, 2018.

By: _____
Maria E. Ayala
City Clerk