

In the Matter of the Calculation of Final Compensation of:

Bruce Malkenhorst, Sr., Respondent,  
and  
City of Vernon, Respondent

OAH Case No. 2013080917

CalPERS Case No. 2012-0671

**EXHIBIT S (16 PAGES)**

MINUTES OF THE CITY COUNCIL MEETING OF THE  
CITY OF VERNON HELD OCTOBER 16, 1990, AT  
4:45 P.M. IN THE COUNCIL CHAMBERS OF THE  
CITY HALL LOCATED AT 4305 SANTA FE AVENUE,  
VERNON, CALIFORNIA

MEMBERS PRESENT: Malburg, Ybarra, McCormick, Davis, Gonzales

MEMBERS ABSENT: None

Mayor Malburg called the meeting to order.

It was moved by Gonzales, seconded by Davis, that the minutes of the Adjourned City Council Meeting held September 25, 1990, be approved as submitted and adopted. Motion carried.

The Mayor presented a Five Year Pin to Dolores Fonseca, Purchasing Assistant in the City Clerk's Department.

The Mayor called a short recess at 5:09 p.m.

The Council reconvened in regular session, all members present before the recess again being present, at 5:11 p.m.

Police Department Activity Log for the period September 16 thru 30, 1990, was presented.

It was moved by McCormick, seconded by Ybarra, that the Police Department Activity Log for the period September 16 thru 30, 1990, be received and filed. Motion carried.

Police Department Activity Log for the period October 1 thru 15, 1990, was presented.

It was moved by Davis, seconded by Gonzales, that the Police Department Activity Log for the period October 1 thru 15, 1990, be received and filed. Motion carried.

Fire Department Activity Report for the period September 16 thru 30, 1990, was presented.

It was moved by Ybarra, seconded by McCormick, that the Fire Department Activity Report for the period September 16 thru 30, 1990, be received and filed. Motion carried.

Fire Department Activity Report for the period October 1 thru 15, 1990, was presented.

It was moved by Gonzales, seconded by Ybarra, that the Fire Department Activity Report for the Period October 1 thru 15, 1990, be received and filed. Motion carried.

Health Department Report for the month of September, 1990, was presented.

It was moved by Davis, seconded by McCormick, that the Health Department Report for the month of September, 1990, be received and filed. Motion carried.

Risk Management Report for the month of September, 1990, was presented.

It was moved by Gonzales, seconded by Ybarra, that the Risk Management Report for the month of September, 1990, be received and filed. Motion carried.

At this time, the Mayor asked if there was anyone in the audience who wished to address the City Council on any matters listed on the Agenda other than with regard to any Public Hearing that may be listed.

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There was no one present in the audience who wished to address the City Council on any matters listed on the Agenda.

It was moved by Ybarra, seconded by McCormick, to open the Public Hearing to consider an application for a Conditional Use Permit by Chem-Tech Systems, Incorporated to operate a Hazardous Waste Treatment Facility at 3650 26th Street; the time being 5:12 p.m. Motion carried.

Victor Vaits, Director of Community Services, addressed the City Council and briefly summarized this matter and the history of Chem-Tech Systems, Incorporated in the City of Vernon.

Communication from Victor H. Vaits, Director of Community Services, dated October 11, 1990, was presented, advising that Chem-Tech Systems, Incorporated has applied for a Conditional Use Permit to allow them to operate a hazardous waste treatment facility at 3650 26th Street. Transmitted herewith are the following supporting documents:

1. Request for a Conditional Use Permit and information supporting the permit application.
2. Notice of Public Hearing, copies of notification letters to owners in the area and affidavits of posting and mailing.
3. Environmental Information Form prepared by the California State Health Department.
4. Negative Declaration and Notice of Determination prepared by the California State Health Department.
5. Engineer's Report.

The California State Department of Health Services, Toxic Substances Control Division, has prepared a Negative Declaration in accordance with California Environmental Quality Act and the State guidelines and has determined that this project will not have a significant deleterious effect on the environment. The City, in its review of this facility, has concentrated on transportation related issues. The project is consistent with the General Plan as adopted by the City of Vernon and will not have a significant effect on the environment in this case because of mitigation measures. Therefore, it is recommended that the City Council determine that the project is consistent with the General Plan as adopted by the City of Vernon. It is hereby recommended that the Conditional Use Permit be granted contingent upon the following conditions:

- a. The facility shall be operated in accordance with the appropriate codes, rules, regulations, permit fees and business license fees as adopted by the City of Vernon and all federal, state or local control agencies.
- b. The facility shall employ and maintain an emergency response team for the purpose of responding to any spills on-site or on City streets, of substances designated for processing at the facility. The emergency operations plan shall be approved by the City Health and Fire Departments.
- c. Existing structures on the site must meet all current uniform code requirements as adopted by the City of Vernon. All structures shall be permanent. Trailers or manufactured housing are not considered to be permanent.
- d. Vehicles hauling hazardous materials to and from the project site shall be limited to the routes shown on attached Exhibit "A".

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e. All waste haulers are required to be certified and Department of Transportation (D.O.T.) approved transporters.

f. Chem-Tech Systems, Incorporated shall inform their customers that as a condition of doing business with Chem-Tech Systems, Incorporated, a letter and map must be provided to all waste hauling operators informing them that if any waste hauler is observed outside the designated routes the hauler/driver will be banned from future hauling to Chem-Tech Systems, Incorporated facility.

g. No off-site waste generator is allowed to be a waste treatment customer until the waste to be treated has been fully profiled (to identify its constituents and concentration) and found to be fully treatable at this facility.

h. Once the waste has been profiled and found acceptable the customer is allowed to ship, on a hazardous waste manifest with a licensed hauler, the waste to Chem-Tech Systems, Incorporated treatment facility.

i. The waste shipment is not accepted at the treatment facility unless the manifest data matches the profile. The wastes are not unloaded until they have again been sampled and found to conform with the profile.

j. Once the test results and paperwork confirm the treatability of the waste, it is pumped out of the transporter tank and into a holding tank.

k. Only after the waste treatability has been completely confirmed by laboratory test, are the off-site wastes treated, neutralized and separated in clean water and recyclable damp cake containing valuable heavy metals.

l. The facility shall accept wastes and operate as approved by the California State Department of Health Services and Los Angeles County Sanitation District. The facility shall comply with all City of Vernon Codes and Regulations.

m. All on-site areas subject to a possible spill must be paved with Portland Cement Concrete, maintained in sound condition, and surrounded by impervious sidewalks with sufficient capacity to contain spills and to prevent rainwater from carrying pollutants to ground or surface waters.

n. Approval must be secured from Regional Water Quality Control Board for any surface drainage water that enters the storm drain system.

o. All necessary permits and approvals must be obtained from applicable federal and state agencies including but not limited to the Los Angeles County Sanitation District, South Coast Air Quality Management District, the California Department of Health Services and the United States Environmental Protection Agency. All permits shall be secured prior to the acceptance of any off-site wastes.

p. As new Best Available Developed Technology (BADT) becomes available it shall be incorporated into the existing operation.

q. Drums shall be stored in accordance with Department of Health Services Regulations and must be in compliance with all City of Vernon Codes.

r. Chem-Tech Systems, Incorporated shall keep a full account of all wastes treated and stored at the site. This account shall be made available to the Vernon Fire and Health Departments at all times. At the end of the year Chem-Tech Systems, Incorporated shall give the City an accounting of the total amount of inorganics

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and organics treated or stored at the site and total gross receipts for both.

s. Chem-Tech Systems, Incorporated, shall indemnify, hold harmless, and defend the City of Vernon, its officers, agents, and employees from and against any and all claims, complaints, or petitions for (1) damages, losses expenses resulting from bodily injury, sickness, disease, disability or death excluding therefrom any such claim resulting from the gross negligence or intentional wrongdoing of the City of Vernon, its officers, agents or employees; (2) a peremptory writ or other relief by way of injunction, mandamus, or administrative mandamus; or (3) legal expenses and attorney's fees incurred by the City of Vernon or awarded against the City of Vernon on behalf of any party in such a proceeding. The City of Vernon does not waive its right to participate in the defense of any such action.

t. Chem-Tech Systems, Incorporated shall pave, with a hard durable surface, and stripe its parking area in the LADWP right-of-way. This parking lot shall be kept clean of dust, mud or trash. Chem-Tech Systems, Incorporated shall also construct curb, gutter and sidewalks to City of Vernon standards, along its frontage and its parking area in the Los Angeles Department of Water and Power right-of-way. Construction shall include the relocation of power and telephone poles, meters, fences and any other interfering structures. A minimum thirty inch (30") high concrete or masonry barrier wall or a sprinklered landscaped area a minimum of four feet (4') in width shall be provided where parking adjoins the public street. Chem-Tech Systems, Incorporated shall provide the City with a Deed for a seventeen foot (17') strip of land for the widening of 26th Street along that portion of the LADWP which fronts the Chem-Tech Systems, Incorporated property and that portion of the Los Angeles Department of Water and Power right-of-way which Chem-Tech Systems, Incorporated will be using for parking. The construction shall be completed within 180 days of the issuance of the Conditional Use Permit.

u. The facility must be operated in a manner that prevents unsanitary conditions, odors and other nuisances.

v. The facility shall install and maintain a wind sock.

w. This Conditional Use Permit and its conditions shall be accepted by Chem-Tech Systems, Incorporated by a written instrument, executed and acknowledged, filed with the City Clerk within seven (7) days of its approval, stating that the recitals and conditions are correct. If said acceptance is not so filed, this permit shall be null and void and of no effect.

Mr. Waits advised the City Council that Condition "k" was to be changed and submitted a letter dated October 15, 1990, advising that the aforementioned condition should read as follows:

k. Only after the waste treatability has been completely confirmed by laboratory test, are the off-site wastes treated, neutralized and separated into clean water and a filter cake.

Mr. Waits also advised that there was an additional condition that needed to be addressed and recommended that the Public Hearing be continued to November 6, 1990.

The City Clerk submitted a communication from Mr. John Ickovics, dated September 27, 1990, expressing opposition to a permit to allow a hazardous waste treatment facility at 3650 26th Street.

It was moved by Gonzales, seconded by Davis to continue the Public Hearing to consider the application for a Conditional Use Permit by Chem-Tech Systems, Incorporated to November 6, 1990, the time being 5:36 p.m. Motion carried.

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**RESOLUTION NO. 5837 - A Resolution of the City Council of the City of Vernon Granting a Conditional Use Permit to Allow Chem-Tech Systems, Incorporated to Operate a Hazardous Waste Treatment Facility at 3650 26th Street.**

It was moved by McCormick, seconded by Ybarra, that Resolution No. 5837 be deferred to the City Council Meeting to be held on November 6, 1990. Motion carried.

It was moved by Ybarra, seconded by Gonzales, to open the Public Hearing to consider an application for a Conditional Use Permit by Rehrig Pacific Company to allow the salvaging, grinding and recycling of plastic milk jugs into their production line at 4010 26th Street, the time being 5:37 p.m. Motion carried.

Victor Vaits, Director of Community Services, addressed the City Council and briefly summarized this matter.

Communication from Victor H. Vaits, Director of Community Services, dated October 9, 1990, was presented, advising that Rehrig Pacific Company located at 4010 26th Street has submitted a complete application for a Conditional Use Permit to salvage and recycle plastic milk and water jugs. Submitted herewith are the following supporting documents:

1. Request for a Conditional Use Permit and information supporting the permit application.
2. Notice of Public Hearing, copies of notification letters to owners in the area and affidavits of posting and mailing.
3. Environmental Information Form.
4. Engineer's Report.

The application of Rehrig Pacific Company was found to be categorically exempt from the California Environmental Quality Act process, and it is the opinion of Mr. Vaits that the proposed operation will pose no adverse effects to the City of Vernon and will not have a significant effect on the environment, and no mitigating measures are required. This has been reviewed by the City Attorney, and it is hereby recommended that the Conditional Use Permit be granted contingent upon the following conditions:

- a. The facility shall be operated in accordance with the appropriate codes, rules, regulations and subject to business license taxes and permit fees as adopted by the City of Vernon. Prior to occupancy a business license and occupancy permit shall be obtained.
- b. Any materials used, handled or stored shall have prior approval from the Vernon Health Department.
- c. The facility shall be kept in a clean and neat appearance and operated in a manner that prevents unsanitary conditions, odors, or other nuisances.
- d. A handicap curb ramp shall be constructed at the southeast corner of 26th Street and Indiana Street and all cracked or damaged frontage improvements including curb, gutter and sidewalk as determined by the Director of Community Services shall be repaired within 30 days of the granting of this permit.
- e. The facility is required to meet the certification provisions and regulations of the Solid Waste Management Act presently existing or hereafter imposed.

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Mr. Vaits advised the Council that there is an additional condition that needs to be addressed and recommended to the City Council that this be continued to November 6, 1990.

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

Mr. Kirk Morangie, a representative of Rehrig Pacific Company, addressed the Council.

Councilman Davis asked how much power they anticipated creating.

Mr. Morangie answered that he believed that they would have 350 amps; a 170 KW heater and a 66 KW heater.

It was moved by McCormick, seconded by Davis, that the Public Hearing to consider the application for a Conditional Use Permit by Rehrig Pacific Company be continued to November 6, 1990, the time being 5:47 p.m. Motion carried.

RESOLUTION NO. 5835 - A Resolution of the City Council of the City of Vernon Granting a Conditional Use Permit to Rehrig Pacific Company to Salvage and Recycle Plastic Jugs at 4010 26th Street.

It was moved by Ybarra, seconded by Gonzales, that Resolution No. 5835 be deferred to the City Council Meeting to be held on November 6, 1990. Motion carried.

Consideration of a Power Sale Agreement with the Los Angeles Department of Water and Power (LADWP) for the purchase of 16 MW of Capacity and Associated Energy from January 1, 1991 through December 31, 1992. It is anticipated that staff will recommend the approval of said Agreement and request the adoption of the following resolution. (Deferred from the City Council Meeting held September 25, 1990.)

RESOLUTION NO. 5824 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Power Sale Agreement By and Between the City of Vernon and Los Angeles Department of Water and Power (LADWP). (Deferred from the City Council Meeting held September 25, 1990.)

It was moved by Ybarra, seconded by McCormick, that the aforementioned matter of a Power Sale Agreement with the Los Angeles Department of Water and Power and Resolution No. 5824 be deferred to the City Council Meeting to be held on November 6, 1990. Motion carried.

Communication from Bruce V. Malkenhorst, City Clerk, dated October 11, 1990, was presented, regarding the Industrial Disability Retirement of Fire Engineer Samuel Gierhan and transmitting reports from Dr. R. Smith and Dr. R. Pinder and a letter from Mr. John Haley, counsel for the City. This has been reviewed by our Risk Manager and based on said reports it is hereby recommended that Mr. Samuel Gierhan be retired on Industrial Disability.

It was moved by Ybarra, seconded by McCormick, that the aforementioned communication from the City Clerk, dated October 11, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5839 - A Resolution of the City Council of the City of Vernon Determining the Industrial Disability Retirement of Samuel Gierhan, a Local Safety Member Employed by the City of Vernon (Government Code Sections 21024 and 21025), was presented.

It was moved by Gonzales, seconded by Davis, that Resolution No. 5839 be approved and adopted. Motion carried.

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Communication from Victor Vaits, Director of Community Services, dated October 2, 1990, was presented, advising that on April 10, 1990, P.I.E. Nationwide was granted a Conditional Use Permit to operate a truck and freight terminal at 3575 Ross Street. The company has not met the conditions required by this permit, and it is hereby recommended that the City Council set a date for a Public Hearing to consider voiding the Conditional Use Permit.

The Mayor asked if they were operating at this site.

Mr. Vaits said yes, they are. We have made every attempt to contact them to no avail. We are recommending that a Public Hearing be set for November 6, 1990.

It was moved by McCormick, seconded by Ybarra, that the communication from Victor Vaits dated October 2, 1990 be received and filed and that a Public Hearing to consider revoking the Conditional Use Permit previously granted to P.I.E. Nationwide be set for November 6, 1990. Motion carried.

Communication from Bruce V. Malckenhorst, Director of Finance, dated October 11, 1990, was presented, transmitting the Agenda for the Finance Committee Meeting to be held October 15, 1990, for approval of the recommendations contained therein.

It was moved by Davis, seconded by Gonzales, that the recommendations listed on the Agenda for the Finance Committee Meeting held October 15, 1990, be approved as submitted. Motion carried.

Communication from Bruce V. Malckenhorst, Director of Personnel, dated October 11, 1990, was presented, transmitting the Agenda for the Personnel Committee Meeting to be held October 15, 1990, for approval of the recommendations contained therein.

It was moved by McCormick, seconded by Ybarra, that the recommendations listed on the Agenda for the Personnel Committee Meeting held October 15, 1990, be approved as submitted. Motion carried.

RESOLUTION NO. 5834 - A Resolution of the City Council of the City of Vernon Amending Section 21, Subsection (e) and Exhibit "A", Schedule II, Pages 9 and 15 of Resolution No. 5780, Which Fixed the Compensation for Certain Employees of Said City and Authorized Certain Expense Allowances, was presented.

It was moved by Davis, seconded by Ybarra, that Resolution No. 5834 be approved and adopted. Motion carried.

Communication from Bruce V. Malckenhorst, City Clerk, dated October 11, 1990, was presented, recommending that an Amendment No. 1 be approved to extend the Agreement for Contractual Services with Edward Dumon through June 30, 1991.

It was moved by Gonzales, seconded by McCormick, that the aforementioned communication from the City Clerk dated October 11, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5841 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Amendment No. 1 to the Agreement for Contractual Services By and Between the City of Vernon and Edward E. Dumon, was presented.

It was moved by McCormick, seconded by Ybarra, that Resolution No. 5841 be approved and adopted. Motion carried.

Communication from Bruce V. Malckenhorst, City Clerk, dated October 11, 1990, was presented, advising that the City currently has a contract for processing Police Department Citations with Lockheed

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Information Management Services Company which expired September 22, 1990. Lockheed does not intend to renew the present contract as it is not cost effective for them based on the number of citations we issue. Submitted herewith is a Letter of Extension which authorizes Lockheed to continue processing our citations through November 30, 1990 which should allow sufficient time for retaining a new firm.

It was moved by Ybarra, seconded by Davis, that the aforementioned communication from the City Clerk dated October 11, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5842 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Extension Agreement to November 30, 1990, By and Between the City of Vernon and Lockheed Datacom Corporation, was presented

It was moved by McCormick, seconded by Gonzales, that Resolution No. 5842 be approved and adopted. Motion carried.

Communication from Bruce V. Malikenhorst, City Clerk, dated October 11, 1990, was presented, transmitting an Agreement for Processing of Parking Citations from Judicial Data Services, a division of Optimal Data Corporation. The cost for processing citations will be less than the company we are presently utilizing, and that company has advised us they are no longer interested in processing citations for us. This Agreement has been reviewed by the City Attorney's office, the Police Department and our Financial Consultant, Edward Cooney, and it is hereby recommended that the Agreement By and Between the City of Vernon and Judicial Data Services, a division of Optimal Data Corporation be approved.

It was moved by Ybarra, seconded by Gonzales, that the aforementioned communication from the City Clerk dated October 11, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5843 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement By and Between the City of Vernon and Judicial Data Services, a Division of Optimal Data Corporation, Providing for the Processing of Parking Citations, was presented.

It was moved by McCormick, seconded by Davis, that Resolution No. 5843 be approved and adopted. Motion carried.

Communication from Victor H. Vaits, Director of Community Services, dated October 10, 1990, was presented, transmitting a fully executed Grant Deed from Dontar Gypsum, Inc. for a portion of property situated at the southeast corner of 55th and Alameda Streets. The property is approximately 585 square feet and is for street purposes. It is hereby recommended that the Grant Deed be accepted, the Certificate of Acceptance be approved, and the Mayor and City Clerk be authorized to execute same.

It was moved by Ybarra, seconded by Gonzales, that the communication from the Director of Community Services dated October 10, 1990 with regard to a Grant Deed from Dontar Gypsum, Inc., be received and filed; the Grant Deed be accepted; the Certificate of Acceptance be approved; and the Mayor and City Clerk be authorized to execute same. Motion carried.

Communication from Bruce V. Malikenhorst, City Clerk, dated October 11, 1990, was presented, transmitting Public Improvement Agreement No. 12 for the improvement of Jewel Avenue between 37th Street and Vernon Avenue. The property owners adjacent to Jewel Avenue have agreed to improve the street to City standards, pay for all improvements and execute deeds dedicating the private street to the City. This has been reviewed by the Director of Community Services and the City Attorney, and it is hereby recommended that

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said Agreement be approved and the Mayor and the City Clerk be authorized to execute same.

It was moved by Gonzales, seconded by Ybarra, that the aforementioned communication from the City Clerk dated October 11, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5804 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of Public Improvement Agreement No. 12 By and Between the City of Vernon and the Owners of a Private Street Known as Jewel Avenue, was presented.

It was moved by McCormick, seconded by Davis, that Resolution No. 5804 be approved and adopted. Motion carried.

Communication from Victor H. Waits, Director of Community Services, dated October 10, 1990, was presented, transmitting for approval Contract No. 503 (Jewel Avenue Reconstruction), and recommending that said Contract be approved and authority granted to advertise for bids.

It was moved by Ybarra, seconded by Davis, that the aforementioned communication from the Director of Community Services dated October 10, 1990 be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5836 - A Resolution of the City Council of the City of Vernon Approving Contract No. 503 and Authorizing Notice Inviting Sealed Proposals or Bids for Jewel Avenue Reconstruction, In Accordance with Contract No. 503 of the City of Vernon, was presented.

It was moved by McCormick, seconded by Gonzales, that Resolution No. 5836 be approved and adopted. Motion carried.

Communication from Bruce V. Malkenhorst, City Clerk, dated October 10, 1990, was presented, transmitting an Agreement for Special Services with the law firm of Liebert, Cassidy and Frierson, as submitted by the Risk Manager/Personnel Assistant, to provide legal services pertaining to employment relations matters. This agreement has been reviewed by the City Attorney, and it is hereby recommended that said Agreement be approved and the Mayor and City Clerk be authorized to execute same.

It was moved by Ybarra, seconded by Gonzales, that the aforementioned communication from the City Clerk dated October 10, 1990, be received and filed and his recommendation be approved. Motion carried.

RESOLUTION NO. 5840 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of an Agreement for Special Services By and Between the City of Vernon and Liebert, Cassidy & Frierson to Provide Special Legal Services Pertaining to Employment Relations Matters, was presented.

It was moved by Davis, seconded by McCormick, that Resolution No. 5840 be approved and adopted. Motion carried.

Consideration of an Edison-Vernon CDWR Firm Transmission Service Agreement for transmission service from Vincent Substation for Vernon's proposed purchase from the California Department of Water Resources as a Special Condition No. 12 non-integrated source from January 1, 1991 through December 31, 1992. It is anticipated that the staff will recommend the approval of said Agreement, under protest, and request the adoption of the following resolution.

David B. Brearley, City Attorney, addressed the City Council briefly on this matter.

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**RESOLUTION NO. 5838 - A Resolution of the City Council of the City of Vernon Approving and Authorizing the Execution of a Firm Transmission Service Agreement Between the City of Vernon and Southern California Edison Company for the Transmission of Capacity and Energy Purchased from the California Department of Water Resources Pursuant to Power Sale Agreement No. 3 (1991-93), was presented.**

It was moved by Gonzales, seconded by McCormick, that Resolution No. 5838 be approved and adopted. Motion carried. Councilman Davis abstained from voting and disqualified himself because it is reasonably foreseeable that the decision may have a material financial effect on his source of income.

Communication from Victor H. Vaits, Director of Community Services, dated September 19, 1990, was presented, requesting authority and funds for George Burgess, Civil Engineering Associate, to attend the NFPA Fire Code Seminar in Irvine, October 29, 30 and 31, 1990, with an expense allowance of \$615.20.

It was moved by Ybarra, seconded by Davis, that authority be granted to issue warrant to George Burgess in the amount of \$615.20 for his attendance at the NFPA Fire Code Seminar in Irvine, October 29, 30 and 31, 1990. Motion carried.

Communication from Bruce V. Malckenhorst, City Administrator, dated September 24, 1990, was presented, requesting authority and funds for Gerald W. Forde, Assistant to the City Administrator to attend the Katz Hollis Summary of the 1990-91 Legislative Workshop (Redevelopment) in Los Angeles, November 9, 1990, with an expense allowance of \$95.00.

It was moved by McCormick, seconded by Davis, that authority be granted to issue warrant to Gerald W. Forde in the amount of \$95.00 for his attendance at the Katz Hollis Summary of the 1990-91 Legislative Workshop (Redevelopment) in Los Angeles, November 9, 1990. Motion carried.

Communication from Louis Rosenkrantz, Police Chief, dated September 27, 1990, was presented, requesting authority and funds for Sergeant Jim Wohlt to attend the 1990 Annual CAPTO Conference in Lake Arrowhead, October 16 to 19, 1990, with an expense allowance of \$536.75.

It was moved by Gonzales, seconded by Ybarra, that authority be granted to issue warrant to Jim Wohlt in the amount of \$536.75 for his attendance at the CAPTO Conference in Lake Arrowhead, October 16 to 19, 1990. Motion carried.

Communication from Bruce V. Malckenhorst, City Administrator, dated October 10, 1990, was presented, requesting authority and funds for Gerald W. Forde to attend the League of California Cities Legislative Implementation Briefing in Ontario, November 15, 1990, with an expense allowance of \$75.00.

It was moved by Ybarra, seconded by McCormick, that authority be granted to issue warrant to Gerald W. Forde in the amount of \$75.00 for his attendance at the League of California Cities Legislative Implementation Briefing in Ontario, November 15, 1990. Motion carried.

Communication from Bruce V. Malckenhorst, Director of Personnel, dated October 10, 1990, was presented, requesting authority and funds to attend the California Public Employers Labor Relations Annual Conference in Monterey, November 14-16, 1990, with an expense allowance of \$1002.50.

It was moved by Ybarra, seconded by McCormick, that authority be granted for Bruce V. Malckenhorst Director of Personnel to attend the California Public Employers Labor Relations Annual Conference in Monterey, November 14-16, 1990, with an expense allowance of \$1002.50. Motion carried.

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Communication from Louis Rosenkrantz, Police Chief, dated October 1, 1990, was presented, requesting authority and funds for the following Police Officers to attend the Orange County Sheriff Department's Lazer Village (weapons training) on the dates listed, with an expense allowance of \$93.50 each of which \$91.00 will be reimbursed by POST:

October 10, 1990  
Officer Gairon Johnson  
Officer Alfred Jaime

October 23, 1990  
Lieutenant Bruce Olson  
Sergeant Sol Benudis  
Officer Christian Moscoso  
Officer David Guy  
Officer Alfonso Amador  
Officer Michael Gillman  
Officer Steven Coday

November 11, 1990  
Officer Daniel Calleros  
Officer Daniel Vincent

It was moved by McCormick, seconded by Ybarra, that authority be granted to issue warrants to the aforementioned Police Officers in the amount of \$93.50 each for their attendance to the Orange County Sheriff Department's Lazer Village on the dates listed. Motion carried.

Communication from Louis Rosenkrantz, Police Chief, dated October 9, 1990, was presented, requesting authority and funds for Police Officer Jay Ellsworth to attend Driver Awareness Training in Ontario, November 13, 1990, with an expense allowance of \$69.32.

It was moved by McCormick, seconded by Ybarra, that authority be granted to issue warrant to Jay Ellsworth in the amount of \$69.32 for his attendance at the Driver Awareness Training in Ontario, November 13, 1990. Motion carried.

WARRANT REGISTER NO. 800 covering claims and demands presented during the period of September 25, 1990 thru October 11, 1990, drawn on the First Interstate Bank totaling \$276,512.17, which includes Demand Nos. 29464 thru 29709 (inclusive), excluding Light & Power Demands and void Demands as listed below (accounting period October, 1990) was examined and audited:

29468	29486	29499	29528
29484	29492	29526	29529
29485	29493	29527	29607

It was moved by Ybarra, seconded by Davis, that Warrant Register No. 800 be approved and payment authorized for claims and demands totaling \$276,512.17, excluding Light & Power Demands. Motion carried.

WARRANT REGISTER NO. 800 covering claims and demands presented during the period of September 25 thru October 11, 1990, drawn on the First Interstate Bank totaling \$3,837,774.41, which includes Light & Power Demand Nos. as listed below (accounting period October, 1990) was examined and audited:

29472	29502	29515	29561	29621	29668	29702
29479	29503	29519	29565	29628	29673	29703
29481	29504	29522	29572	29636	29674	29707
29482	29505	29524	29581	29637	29676	29708
29488	29506	29530	29585	29641	29678	29709
29489	29508	29534	29587	29643	29680	
29491	20509	29545	29588	29644	29690	
29495	29510	29548	29608	29645	29691	

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29497	29512	29552	29609	29656	29694
29500	29513	29558	29617	29658	29695
29501	29514	29559	29620	29663	29697

It was moved McCormick, seconded by Gonzales, that Warrant Register No. 800 be approved and payment authorized for claims and demands totaling \$3,837,774.41. Motion carried. Councilman Davis abstained from voting and disqualified himself because it is reasonably foreseeable that the decision may have a material financial effect on his source of income.

Liability Claims of Louis Castillo, Irma Gonzales and Paul Gonzales.

It was moved by McCormick, seconded by Ybarra, that the aforementioned claims be deferred to Closed Session later this date. Motion carried.

At this time, the Mayor asked if there was anyone in the audience who wished to address the City Council.

There was no one in the audience who wished to address the City Council.

The Mayor called a recess, the time being 6:20 p.m.

The Council reconvened in regular session at 6:25 p.m. all members present before the recess again being present.

It was moved by McCormick, seconded by Gonzales, that the Council recess to Closed Session Personnel pursuant to Government Code Section 54957. Motion carried.

The Mayor ordered all communications to and from Closed Session deemed privileged and confidential.

All persons with the exception of the City Clerk and the City Attorney and the Director of Community Services were excluded from Closed Session.

It was moved by Ybarra, seconded by McCormick, that the Council go out of Closed Session and resume regular session, the time being 6:31 p.m. Motion carried.

It was moved by McCormick, seconded by Ybarra, that the Council go into Closed Session Attorney/Client privilege pursuant to Government Code Section 54956.9(a), the time being 6:32 p.m. Motion carried.

The Mayor ordered all communications to and from Closed Session deemed privileged and confidential.

All persons with the exception of the City Clerk and the City Attorney were excluded from Closed Session.

Councilman Davis was excused from Closed Session at 6:50 p.m.

Councilman Davis resumed his seat on the Council at 7:20 p.m.

It was moved by Ybarra, seconded by McCormick, that the Council go out of Closed Session and resume regular session, the time being 7:23 p.m. Motion carried.

It was moved by McCormick, seconded by Davis, to terminate Mr. Tommy Rodriguez, Utilityman in the Community Services Department, effective this date. Motion carried.

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City Council Minutes  
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October 16, 1990

There being no further business to come before the Council at this time, it was moved by McCormick, seconded by Ybarra, that the meeting be adjourned to Thursday, October 25, 1990 at 5:00 p.m. Motion carried.

  
Leonis C. Malkurg, Mayor

ATTEST:

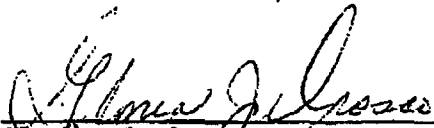
  
Bruce V. Malkehhorst, City Clerk

4062

NOTICE OF  
ORDER OF ADJOURNMENT OF MEETING  
OF THE CITY COUNCIL OF THE CITY OF VERNON

I HEREBY CERTIFY THAT A REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF VERNON HELD OCTOBER 16, 1990 AT 4:45 P.M. IN THE  
COUNCIL CHAMBERS OF THE CITY HALL LOCATED AT 4305 SANTA FE AVENUE,  
VERNON, CALIFORNIA, WAS ADJOURNED BY ORDER OF THE CITY COUNCIL  
TO OCTOBER 25, 1990 AT 5 P.M. IN THE COUNCIL CHAMBERS OF THE  
CITY HALL LOCATED AT 4305 SANTA FE AVENUE, VERNON, CALIFORNIA

  
Bruce V. Malkenhorst  
City Clerk

BY:   
Gloria J. Orozco  
Chief Deputy City Clerk

:noa

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS  
CITY OF VERNON )

I, GLORIA J. OROSCO, CHIEF DEPUTY CITY CLERK of the  
City of Vernon, do hereby certify that I did, on the 2nd day of  
October, 1990, post a copy of:

Notice of Adjournment of the meeting of the  
City Council of the City of Vernon

the original attached hereto, at a conspicuous place on or near  
the door of the place at which said meeting of the City Council  
was to be held.

Gloria J. Orasco Date: 10/2/90  
Gloria J. Orasco  
Chief Deputy City Clerk

Subscribed and sworn to before me  
this 3<sup>RD</sup> day of October, 1990.

Sharon L. Duckworth  
Notary Public in and for the County  
of Los Angeles, State of California

b:PstMtgAfd





NOTICE OF ADJOURNMENT OF THE  
CITY COUNCIL MEETING OF THE CITY OF VERNON

I HEREBY CERTIFY that a regular meeting of the City Council  
\_\_\_\_\_ of the City of Vernon to be held on Tuesday, Oct 2,  
1990, at 5:00 p.m. in the Council Chambers of the City Hall was  
adjourned by the City Clerk to Tuesday, October 16,  
1990 at 5:00 p.m. due to a lack of quorum. Said meeting will be  
held in the City Council Chambers of the City Hall located at  
4305 Santa Fe Avenue, Vernon, California

Bruce V. Malkehhorst  
Bruce V. Malkehhorst  
City Clerk

BY: Gloria J. Orsco  
Gloria J. Orsco  
Chief Deputy City Clerk

B:NtisAdj