

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY MINUTES OF JANUARY 5, 2010

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on January 5, 2010 at 7:33 p.m. with Mayor/Chair Costanzo, Vice Mayor/Vice Chair Huang, Council/Agencymembers De La Torre, Gutierrez, Sawkins, Interim City Manager/ Interim Executive Director Preston, City Attorney/General Counsel Kress, and Acting Deputy City Clerk/Acting Agency Secretary Eggehorn present.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

ATTENDANCE

Attendance

RECESS AGENCY MEETING

Recess Agency Meeting

Agencymember Gutierrez moved to recess; seconded by Vice Chair Huang. There being no objections, it was so ordered.

PRESENTATIONS

Presentations: CERT training graduates, ACE PowerPoint

Recognition of Community Emergency Response Team (CERT) Training. Fire Chief Nestor presented each CERT graduate with a certificate.

Presentation by Alameda Corridor East (ACE) regarding its project in San Gabriel. Rick Richmond and Ricky Choi, representatives from ACE, presented a PowerPoint presentation to the City Council.

PUBLIC COMMENT: PURSUANT TO GOVERNMENT CODE SECTION 54954.3, THIS IS THE TIME PROVIDED FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COUNCIL ON ITEMS OF INTEREST THAT ARE NOT ON THE AGENDA WITHIN THE SUBJECT MATTER JURISDICTION OF THE SAN GABRIEL CITY COUNCIL

Public Comment

Scott Svonkin, San Gabriel Unified School District Boardmember, children's safety at Jefferson and Roosevelt schools during the construction of the Alameda Corridor East Trenching project.

Senya Lubisich, Friends of La Laguna, smoking in city parks.

Roy Rosell, San Gabriel Coalition for Tobacco Free Youth, representative for Gabrielino students, minors purchasing cigarettes from city merchants.

Steven Gallegos, Chair of Coalition for a Tobacco Free LA County, empowers communities to reduce tobacco.

Michael Schutz, American Cancer Society Cancer Action Network, requests Council to adopt smoke-free policy.

Gus Majarro, parent/resident, smoking in parks, need to regulate tobacco sales.

Manuel Mabra, representing Day One, smoke-free public parks.

Kimberly Dominquez, volunteer American Heart Association, requests City Council to adopt tobacco retail licensing ordinance.

Pablo Rosell, Junior at Gabrielino High School, Coalition for Tobacco Free for Youth, performed sting at tobacco merchants selling to minors.

William Vasquez, sophomore and Eugene Sesmo, Junior at Gabrielino High School, sting members.

John Cabrera, resident, San Gabriel Unified Counselor, smoking addictions.

Scott Svonkin, SGUSD Boardmember, wants Council to pass smoking ordinance at the next Council meeting.

Ryan Gentry, resident, supports students and associations for smoking ordinance.

PUBLIC HEARING: CITY OF SAN GABRIEL 2008-2014 HOUSING ELEMENT PLANNING CASE NO. PL-07-148; APPLICANT: CITY OF SAN GABRIEL

Public Hearing: City of San Gabriel 2008-2014 Housing Element PL-07-148 Approved.

California Government Code Section 65302(c) mandates that each city shall include a Housing Element in its General Plan, and that the Housing Element be updated periodically to reflect current conditions and legal requirements. The City's previous Housing Element was adopted in 2002, and state law requires that the element be updated for the 2008 – 2014 planning period.

Recommended Action: That the City Council adopt Resolution No. 10-01 to approve the Initial Study and Mitigated Negative Declaration of Environmental Impact and adopt the updated Housing Element as part of the City's General Plan.

City Planner Mark Gallatin presented the Council with the staff report.

Councilmember Gutierrez moved to open the public hearing; seconded by Vice Mayor Huang. There being no objections, it was so ordered.

Councilmember Sawkins moved to close the public hearing; seconded by Councilmember Gutierrez. There being no objections, it was so ordered.

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

There were no City Council questions at this time.

Interim City Manager Preston congratulated City Planner Gallatin for his contributions.

Vice Mayor Huang moved to approve the recommended action; seconded by Councilmember Gutierrez and passed by a vote on the board of five yes.

MAYOR'S APPOINTMENT OF COMMISSIONERS

The Mayor is responsible for appointing persons to serve on the various City commissions. At this time it is necessary to appoint a Planning Commissioner.

Recommended Action: That the City Council approve the Mayor's appointment.

The Mayor re-appointed Planning Commissioner Thomas Klawiter for a two-year appointment term commencing January 15, 2010 to January 14, 2012.

Councilmember De La Torre requested that the name of the commissioner be listed on the agenda for future information.

Councilmember Gutierrez moved to approve the recommended action; seconded by Vice Mayor Huang. There being no objections, it was so ordered.

Mayor Costanzo re-appointed Planning Commissioner Thomas Klawiter for a two-year term commencing 1/15/10 to 1/14/12.

PUBLIC ENGAGEMENT, OUTREACH, & NOTICING: ISSUES & OPPORTUNITIES

Public Engagement, Outreach
& Noticing: Issues &
Opportunities Approved.

The Council has asked the City's management team to improve transparency and communication within the organization, with key stakeholders, and with the public at large. Two different initiatives – one originating in the Community Development Department and another resulting from Council discussions – have been combined in this report to provide a first series of recommendations for Council consideration.

Recommended Action: That the City Council provide direction to staff.

Interim City Manager Preston presented the City Council with the staff report.

City Council congratulated Interim City Manager Preston for bringing the report back to the Council for consideration.

Mayor Costanzo moved to approve the recommended action; seconded by Councilmember Gutierrez and passed by a vote on the board of five yes.

CITY MANAGER EMPLOYMENT AGREEMENT

Council approved Interim City
Manager Steve Preston as
City Manager.

As directed by the City Council, the City Attorney has prepared an employment agreement for Interim City Manager Steve Preston to serve as City Manager.

Recommended Action: That the City Council receive and consider the item.

City Attorney Kress presented the agreement to consider Interim City Manager Preston to serve as City Manager.

Colleen Doan, SGUSD Boardmember, reiterated that City Council will make a great choice in City Manager.

City Council applauded Interim City Manager Preston for his work, dedication, and qualifications to serve as City Manager.

Mayor Costanzo moved to approve the agreement with Steven A. Preston to serve as City Manager; seconded by Councilmember Sawkins and passed by a vote on the board of five yes.

CITY ATTORNEY CONFERENCE EXPENSE

City Attorney Conference
Expense Discussion

Councilmember De La Torre has requested that the Council review the issue of conference expense for the City Attorney's office.

Recommended Action: That the City Council provide direction to staff.

City Manager Preston introduced the item.

After a brief introduction, Councilmember De La Torre referenced a recent survey of city attorney expenses among local cities and inquired, given the current budget situation, whether it was advisable to have the attorney in attendance at conferences the Council attends.

City Attorney Kress reported that conference attendance had originally been requested by the Council itself, not the City Attorney's office. He reported that costs are shared where it was possible to share costs, he said, but costs could not be shared with other municipalities that do not belong to the same organizations to which San Gabriel belongs.

Council members then discussed their perspectives regarding the value of City Attorney attendance. There being no consensus to change the practice, no action was taken.

CONSENT CALENDAR: ALL ITEMS LISTED UNDER THE CONSENT CALENDAR ARE CONSIDERED ROUTINE AND ENACTED IN ONE MOTION UNLESS A MEMBER OF THE CITY COUNCIL OR AUDIENCE REQUESTS SEPARATE DISCUSSION

Consent Calendar

- A. MINUTES OF REGULAR COUNCIL MEETING OF DECEMBER 1, 2009 & JOINT COUNCIL/SCHOOL BOARD MEETING OCTOBER 7, 2009

Minutes Approved

The minutes are a record of the official actions taken at the last Council meeting.

Recommended Action: Approval

- B. MATERIAL DEMANDS: 81467 – 81790 INCLUSIVE \$3,698,107.73

Material Demands Approved

This is the presentation of the “Register of Demands and Warrants” for the payment of City expenditures.

Recommended Action: Approval

- C. INVESTMENT REPORT

Investment Report Approved

Investment Report for the Month of November 2009

Recommended Action: That the City Council receive and file report.

- D. SMITH PARK POOL USE BY GABRIELINO HIGH SCHOOL

Smith Park Pool Use by Gabrielino High School Approved.

Gabrielino High School has used Smith Park Pool since 1998. Initially, they used the pool from September thru June for swim theory classes, swim team practice and swim meets. In recent years, Gabrielino has adjusted their pool use to begin in the winter months. The San Gabriel Unified School District has requested renewal of their contract for the 2009-10 school year, with a start date of January 4, 2010.

Recommended Action: That the City Council approve the attached agreement for Gabrielino High School’s use of Smith Park Pool for the 2009-2010 school year.

Vice Mayor Huang moved to approve the consent calendar as presented; seconded by Councilmember Sawkins and passed by a vote on the board of five yes.

COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Council comments and conference/meeting reports

Each Council Member addressed the Council and public on matters of general information and/or concern. Also, the Council gave reports on meetings they had attended.

RECESS COUNCIL MEETING AND RECONVENE AGENCY MEETING

Recess Council meeting and reconvene Agency meeting

Councilmember Sawkins moved to adjourn and reconvene as indicated above; seconded by Vice Mayor Huang. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:	Agency Meeting
A. MINUTES OF REGULAR COUNCIL MEETING OF DECEMBER 1, 2009 Agencymember De La Torre moved to approve the subject minutes; seconded by Vice Chair Huang. The motion passed by a vote on the board of five yes.	Minutes Approved
B. PUBLIC COMMENT There was no one in the audience who wished to address the Agency at this time.	Public Comment
C. ADJOURN AGENCY MEETING At 9:57 p.m., Agencymember Sawkins moved to adjourn in memory of John Street and Grandpa Hilario Ponce at Alderwood; seconded by Agencymember De La Torre. There being no objections, it was so ordered.	Adjourn Agency Meeting
RECONVENE COUNCIL MEETING	Reconvene Council Meeting
CONFERENCE WITH LEGAL COUNSEL---ANTICIPATED LITIGATION The City Council will meet with its legal counsel to discuss significant exposure to litigation pursuant to Government Code §54956.9(b)(1)(3)(A): two potential cases.	Conference with Legal Counsel – Anticipated Litigation
ADJOURN At 10:25 p.m., the City Council convened in Open Session and adjourned.	Adjourn

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Donna Eggehorn, Acting Agency Secretary

Donna Eggehorn, Acting Deputy City Clerk

Juli Costanzo, Chair

Juli Costanzo, Mayor