

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

MINUTES OF JANUARY 19, 2010

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on January 19, 2010 at 7:34 p.m. with Mayor/Chair Costanzo, Vice Mayor/Vice Chair Huang, Council/Agencymembers De La Torre, Gutierrez, Sawkins, City Manager/Executive Director Preston, City Attorney/General Counsel Kress, and Deputy City Clerk/Agency Secretary Castruita present.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

ATTENDANCE

Attendance

All members were present, Vice Mayor Huang arrived at 7:37 p.m.

RECESS AGENCY MEETING

Recess Agency Meeting

Agencymember Gutierrez moved to recess; seconded by Agencymember De La Torre. There being no objections, it was so ordered.

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

Bobby Siow, resident, the Alhambra Unified School District (AUSD) Proposed Bus Depot will have an impact on roads and added traffic.

Mario Gallegos, resident, the proposed AUSD Bus Depot will affect property value.

Brendan Lenihan, resident, the proposed AUSD Bus Depot will affect traffic.

Planning Manager Barrett invited to give history of item before Planning Commission regarding AUSD Bus Depot.

Councilmember Gutierrez requested to agendize the item to February 2, 2010.

PUBLIC HEARING: RESOLUTION NO. 10-02: PROPOSED FY 2010-11 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND BUDGET PLAN

Public Hearing: Resolution No. 10-02 Proposed FY 2010-11 CDBG Program and Budget Plan Approved.

The City of San Gabriel is projected to receive \$489,389.00 in federal Community Development Block Grant (CDBG) funds through the Los Angeles County Community Development Commission (CDC). The City uses these funds to meet CDBG objectives such as decent housing, a suitable living environment, and expanded economic opportunities for low-and moderate-income residents. The City must comply with specific standards in the use of these funds. In addition to the base funding, additional assistance in the amount of \$22,494.00 has been provided by County Supervisor Michael Antonovich for an after school program. A total of \$511,883.00 in funds is available to be used on proposed projects and programs which include: Administration, After-School Program, Business Assistance, Code Enforcement Program, Enhanced Graffiti Removal Program, Handyworker Program, San Gabriel Blvd. Streetscape Improvement Project, Youth Program.

Recommended Action: That the City Council:

1. Open and conduct public hearing to receive testimony concerning the proposed use and allocations of these funds.
2. Adopt Resolution No. 10-02 authorizing the allocation of CDBG funds for FY 2010-11 from the CDC for programs and projects.

3. Recognize the receipt of FY 2010-11 CDBG Program funds awarded by the CDC to the City in the City FY 2010-11 Budget in addition to the carry over of any CDBG funds remaining unspent at the close of FY 2009-10.
4. Authorize the City Manager or his designee to execute new contracts with the CDC for the allocation of FY 2010-11 CDBG Program.

Housing and Economic Development Specialist Scherr 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.

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

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

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

PROPOSALS FOR DEVELOPMENT OF THE DEL MAR AVENUE PARK & RIDE LOT

Proposals for Development of
the Del Mar Ave. Park & Ride
Lot Approved.

The City has received requests to consider the possible development of the city-owned Del Mar Avenue Park and Ride Lot at the northwest corner of Del Mar Avenue and Norwood Place, particularly as a joint City/developer venture. Two developers are requesting that the City consider entering into an exclusive negotiating agreement on the site for a mixed use development. In order to fairly respond to both developers, the Council is being asked if they would consider development on this site, and, if so, under what conditions. A report has been prepared by staff outlining the relevant issues.

Recommended Action: That the City Council discuss and provide direction to staff regarding potential development of the Del Mar Park and Ride Lot.

Interim Development Services Director Davis presented the City Council with the staff report.

The Mayor and City Council discussed the relevant issues of the Del Mar Ave. Park & Ride Lot.

Councilmember Sawkins moved for staff to bring back to developers, to present their qualifications, if interested, to consider to enter into exclusive negotiations for the Del Mar lot for a parking structure with mixed use under the guidelines in the staff report dated January 19, 2010 as approved by the City Council discussions this evening; seconded by Vice Mayor Huang and passed by a vote on the board of five yes.

PROPOSED TOBACCO ORDINANCES

Proposed Tobacco Ordinances
approved.

At the last regular Council meeting, a number of speakers requested Council consideration of ordinances to ban smoking in city parks and to license tobacco retailers. The matter is being presented for Council consideration.

Recommended Action: That the City Council provide direction to staff as to whether they wish to consider an ordinance banning smoking in city parks, an ordinance requiring an annual license for tobacco retailers, or some other action.

City Attorney Kress presented the City Council with the staff report.

In support of ordinances against smoking in parks and retailers who sell tobacco:

Evelyn G. Zneimer
Eugene Sesma III
Wesley Reutimann
Celile Vazquez
Statice Wilmore
Michael Schutz
Senya Lubisich
John P. Cabrera
Pablo Lorenzo Rosell
Roy Rosell
Jacob Barcia

No speakers appeared in opposition.

Mayor Costanzo moved to bring forward an ordinance that will prohibit smoking in parks; seconded by Councilmember De La Torre.

Councilmember Gutierrez amended the motion to mirror ordinance passed in the city of Pasadena that prohibits smoking in parks and is inclusive of other public areas of the city; seconded by Councilmember De La Torre and passed by a vote on the board of five yes.

Mayor Costanzo and Council discussed second item of an ordinance requiring an annual license for tobacco retailers.

City Attorney Kress made comment that the process would be ruled as a tax and the city can only impose new taxes on a ballot.

Councilmember Gutierrez moved to direct staff to finalize research and information with regard to tobacco retailer ordinance and recommend fee amounts and allowance of the fees for administration, education, and enforcement; seconded by Vice Mayor Huang and passed by a vote on the board of five yes.

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 JANUARY 5, 2010

Minutes Approved

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

Recommended Action: Approval

B. MATERIAL DEMANDS: 81792 – 81948 INCLUSIVE \$1,338,699.94

Material Demands Approved

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

Recommended Action: Approval

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

COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Council comments and
conference/meeting report

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.

ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING

Adjourn Council meeting and
reconvene Agency meeting

Councilmember Gutierrez moved to adjourn in memory of Frank Ramirez and Sarah Mulock Duncan and reconvene as indicated above; seconded by Vice Mayor Huang. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency meeting

A. APPROVAL OF MINUTES OF JANUARY 5, 2010

Minutes approved

Agencymember Sawkins moved to approve the subject minutes; seconded by Vice Chair Huang. The motion passed by a vote on the board of five yes.

B. PUBLIC COMMENT

Public Comment

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

C. ADJOURN AGENCY MEETING

Adjourn meeting

At 10:00 p.m., Vice Chair Huang moved to adjourn; seconded by Agencymember De La Torre. There being no objections, it was so ordered.

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Nina Castruita, Agency Secretary

Nina Castruita, Deputy City Clerk

Juli Costanzo, Chair

Juli Costanzo, Mayor