

## SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY MINUTES OF FEBRUARY 2, 2010

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on February 2, 2010 at 7:35 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

### RECESS AGENCY MEETING

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

Recess Agency Meeting

### PRESENTATION

Police Chief Lawton introduced Officer Steven Rodrigues to recognize him for his thirteen month Military Police service with the Army Reserves in Kosovo. Mayor Costanzo presented a certificate from the Council.

Presentation

**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

No one wished to address the Council at this time.

**ORDINANCE NO. 585-C.S. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL AMENDING THE MUNICIPAL CODE BY REQUIRING A CITY LICENSE FOR TOBACCO RETAILERS AND PROHIBITING SMOKING IN CITY PARKS**

Ordinance No. 585 to be revised, hold public hearing to set fees at next meeting. No action was taken.

The ordinance will require that retail establishments obtain a city tobacco retailer's license by July 1, 2010. Further, it will prohibit smoking and the use of tobacco products in all city parks.

Recommended Action: That the City Council waive reading in full and introduce Ordinance No. 585-C.S.

City Attorney presented the City Council with the staff report.

### Speakers:

Wesley Reutimann, representing Day One, offered suggestions for assistance with implementation and enforcement that other cities have used.

Roy Rosell, San Gabriel Coalition for Tobacco Free Youth, supported and thanked the City Council for supporting the movement and asked that signage regarding fees and enforcement be displayed in parks.

Phong Ly, representing Assemblymember Mike Eng, thanked the City Council and offered assistance.

Council discussed changes be made to the ordinance and that the ordinance be brought back for first reading and to hold a public hearing to set fees at the next meeting. No action was taken.

ALHAMBRA UNIFIED SCHOOL DISTRICT PROPOSED BUS STORAGE FACILITY  
AT SAN GABRIEL HIGH SCHOOL

Resolution 10-08 to oppose  
the Alhambra Unified School  
District Proposed Bus Storage  
Facility approved.

At the previous City Council meeting, residents expressed their concerns regarding the proposed bus storage facility and asked the Council to advise the Alhambra School District and the City of Alhambra about the impact on San Gabriel residents and to encourage direct consultation with the affected residents.

Recommended Action: That the City Council adopt Resolution 10-08.

Planning Manager Barrett presented the City Council with summation of the resolution.

Speakers Opposed:

Tenille Gilbreath  
Brendan Lenihan  
Martha Willey Bain  
Mary Willey Quiroz  
Mr. and Mrs. Fernando Davadilla  
Julie Chang  
King Sit

No Speaker Cards:

Mary Place  
Bobby Seale  
Rachel Nell  
Manuel Herrera  
Don Bergmeir

City Council discussed meetings with Alhambra Unified School District officials.

Planning Manager Barrett sent a letter to the City of Alhambra, with no response.

Deputy City Attorney Kranitz explained applicable provisions of CEQA.

Chief Operations Officer of Alhambra Unified School District Cynthia Martin fielded questions from the Council concerning which funding agencies were involved with the project and the status of environmental review.

Councilmember Gutierrez moved to amend Resolution 10-08 so that copies of this resolution be transmitted to the City of Alhambra, the Alhambra Unified School District Superintendent, and the Members of the Alhambra Unified School District Board, and made available to all public speakers who testified, all petitioners and constituents who submitted letters, and State Agencies that are a part of the funding and any associations that are aware of the concerns of the City and residents of San Gabriel; 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. MATERIAL DEMANDS

Material Demands Approved

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

Recommended Action: Approval

B. INVESTMENT REPORT

Investment Report Approved

Investment Report for the Month of December 2009

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

C. DIGITAL COPY MACHINES LEASE

Digital Copy Machines Lease Approved.

The San Gabriel Police Department entered into a three-year lease agreement in 2006 with IKON Office Solutions for their two current copiers. The lease agreement expired in December 2009. City staff has reviewed and selected the 2 and OCE VL3622c copiers to meet the department's current needs. OCE has provided pricing based on the Los Angeles County's competitive bidding process.

Recommended Action: That the City Council determine that it is in the public interest to waive compliance with the formal purchasing procedures set forth in the San Gabriel Municipal Code and authorize the Police Chief to enter into a three-year lease agreement with OCE for the model OCE VL7522 and model OCE VL3622c for a cost of \$1,625.95 per month.

D. RESOLUTION 10-05 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL DECLARING THAT WEEDS, BRUSH, RUBBISH AND REFUSE UPON OR IN FRONT OF SPECIFIED PROPERTY IN THE CITY ARE A SEASONAL AND RECURRENT PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF

Resolution 10-05 Weed Abatement Approved.

Each year, the City's goal is to establish a fire-safe community through voluntary compliance of informed property owners and residents. Pursuant to a City Council approved agreement, Los Angeles County has provided the annual weed abatement services in San Gabriel since January 1, 2000. Owners of vacant/unimproved properties on which hazardous vegetation exists are asked to correct the problem. The annual assessment cost for the current year inspection service is \$45.33. If a property owner does not comply, the Los Angeles County Agricultural Commissioner/Director of Weights and Measures has the authority to have the necessary work performed and, further, to recover the costs related to the abatement of those properties that constitute a public nuisance and endanger the public safety. The County has requested that the City Council adopt the subject resolution that sets a public hearing for February 16, 2010 at 7:30 p.m. for the Hearing of Protests.

Recommended Action: That the City Council adopt the subject resolution.

E. GRANT DEED FOR CORNER CUT-OFF 1501 MANLEY DRIVE NEW TWO STORY SFR (PL-08-109) ADOPT CITY COUNCIL RESOLUTION 10-03

The property owner of 1501 Manley Drive processed and received City approval for development of a new two story single-family residence.

Recommended Action: That the Council:

1. Adopt City Council Resolution 10-03, and
2. Accept the Grant Deed Document including Exhibits "A" & "B"
3. Authorize the City Engineer to execute the acceptance certificate, and
4. Authorize staff to submit the Grant Deed to the County for recordation.

Grant Deed for Corner Cut-Off 1501 Manley Dr. new 2-story SFR Resolution 10-03 Approved.

F. GRANT DEED FOR CORNER CUT-OFF 1201 S. CHARLOTTE AVENUE SFR ADDITION (PL-09-022) ADOPT CITY COUNCIL RESOLUTION 10-04

The property owner of 1201 S. Charlotte Avenue processed and received City approval for adding a new recreation room and convert an existing garage to a storage room in an existing single-family residence.

Recommended Action: That the Council:

1. Adopt City Council Resolution 10-04, and
2. Accept the Grant Deed Document including Exhibits "A"
3. Authorize the City Engineer to execute the acceptance certificate, and
4. Authorize staff to submit the Grant Deed to the County for recordation.

Grant Deed for Corner Cut-Off 1201 S. Charlotte Ave. SFR Addition Resolution 10-04 Approved.

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

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.

ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING

Councilmember Gutierrez moved to adjourn in memory of Longina Zuniga Gonzalez, and reconvene as indicated above; seconded by Vice Mayor Huang. There being no objections, it was so ordered.

Adjourn Council meeting in memory of Longina Zuniga Gonzalez and reconvene agency meeting

REDEVELOPMENT AGENCY MEETING:

A. PUBLIC COMMENT

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

Agency Meeting

Public Comment

B.. ADJOURN AGENCY MEETING

At 9:50 p.m., Agencymember Sawkins moved to adjourn; seconded by Vice Chair Huang. There being no objections, it was so ordered.

Adjourn

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

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Nina Castruita, Agency Secretary

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Nina Castruita, Deputy City Clerk

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Juli Costanzo, Chair

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Juli Costanzo, Mayor