

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

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on March 2, 2010 at 7:40 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 Acting Deputy City Clerk/Acting Agency Secretary Eggehorn present.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

ATTENDANCE

Attendance

RECESS AGENCY MEETING

Recess Agency Meeting

Agencymember Sawkins 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

Camelia Vera, resident, addressed the water rate increase by the San Gabriel County Water District.

Josephine Elizondo, resident, San Gabriel Junipero Serra Club member expressed concern with the fee increase for renting rooms at the Parks and Recreation building.

Frank Chavez, President, San Gabriel Junipero Serra Club, thanked the Council for any involvement in compromising on the fee increase at the Parks and Recreation building.

Marissa Castro-Salvati, Southern California Edison, presented Council with a flyer that SCE vendors will provide to small businesses at no cost concerning 99KW (lighting, HVAC, and refrigeration) resources.

SHOPPING CART CONTAINMENT ORDINANCE

Shopping Cart Containment Ordinance. To be postponed 60 days for revision.

The City Council has expressed concern regarding the continued problem of abandoned shopping carts in the City. The existing shopping cart abatement program is applicable only after a shopping cart has been removed from the business premises and abandoned. A physical containment system is being proposed in an effort to prohibit the removal of shopping carts from the business premises resulting in a subsequent abandonment. An additional chapter to Title XI of the San Gabriel Municipal Code would be necessary, requiring cart providers to implement a physical containment system.

Recommended Action: That the City Council waive reading in full and introduce Ordinance 584-C.S. on first reading.

Neighborhood Improvement Services Manager Anderson presented the Council with the staff report.

Matthew Dodson, California Grocer's Association, asked Council to postpone approving Ordinance No. 584-C.S. Shopping Cart Containment.

Councilmember Gutierrez moved to table the issue for sixty days to research alternatives and revise the ordinance; seconded by Councilmember De La Torre and passed by a vote on the board of five yes.

CASH CONTRACT 09-08 LAS TUNAS DRIVE STREET LIGHT RETROFIT
PROJECT FEDERAL PROJECT NO. ESPL-5217(011)

CC 09-08 Las Tunas Drive
Street Light Retrofit Project
Federal Project No. ESPL-
5217(011) Approved to reject
bids and re-advertise.

The City received \$1.257 million from the Federal Highway Administration as part of the American Recovery and Reinvestment Act of 2009 (ARRA). Caltrans and the Metropolitan Transportation Authority have authorized the City to proceed with construction of the Las Tunas Drive Street Light Retrofit Project with these funds. The project consists of the replacement of the existing 6.6 series lighting system with a standard voltage lighting system, the replacement of street light heads with energy efficient heads, and the installation of additional street lights to fill gaps at various locations along Las Tunas Drive. Bids were received and opened publicly on January 5, 2010 in the City Clerk's office. An analysis of the bids was performed and the following recommendations were made.

Recommended Action: That the City council reject all bids and authorize staff to re-advertise for formal bids.

Senior Civil Engineer Marsciuska presented the Council with the staff report.

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

APPOINTMENT OF LABOR NEGOTIATOR

Appointment of Filarsky and
Watt as Labor Negotiator
approved.

On February 16th the City Council conducted interviews to select a labor negotiator to conduct negotiations with the City's bargaining units through the meet and confer process. The firm of Filarsky and Watt was selected to provide these services. In order to provide appropriate budget resources for this activity, the budget would need to be increased by an amount sufficient to cover the estimated costs of negotiation. A contract was prepared for Council consideration.

Recommended Action: That the City Council:

- A. Increase the budgeted allocation for personnel contractual services (121-710-00-22-00) from an existing value of \$36,800 to \$54,800, an increase \$18,000 to be funded from unallocated reserves.
- B. Approve the "special Services Agreement" with the firm of Filarsky and Watt; and
- C. Authorize the agreement to be executed by the Mayor.

City Manager Preston presented the Council with the staff report.

Councilmember Sawkins moved to approve the recommended action; seconded by Councilmember De La Torre and passed by a vote on the board of five yes.

UPDATE ON ALHAMBRA UNIFIED SCHOOL DISTRICT BUS STORAGE FACILITY
AT SAN GABRIEL HIGH SCHOOL

Legal Counsel recommends a
closed session on issue.

Since the last Council meeting, correspondence has been exchanged with representatives of the Alhambra Unified School District. Attorney Lisa Kranitz will provide a verbal update on what has occurred.

Recommended Action: That the City Council receive the update.

Deputy City Attorney Kranitz updated the City Council, stating that the Alhambra Unified School District still had not provided access to the District's files concerning the bus storage facility.

Bobby Siow, resident, thanked the City Council for passing Resolution 10-08 and Lisa Kranitz for all of her help and knowledge with the Alhambra Unified School District (AUSD) Proposed Bus Depot project.

Brendan Lenihan, resident,
opposes the bus storage

facility and reiterated the inconsistencies of noticing by the Alhambra Unified School District.

The City Manager raised the issue of discussing the issue further in closed session and Deputy City Attorney Kranitz and City Attorney Kress agreed with this assessment.

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

- | | | |
|----|--|--|
| A. | MINUTES OF REGULAR COUNCIL MEETING OF FEBRUARY 2, 2010

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

<u>Recommended Action:</u> Approval | Consent Calendar

Minutes Approved |
| B. | MATERIAL DEMANDS: 82285-82454 INCLUSIVE \$1,252,438.81

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

<u>Recommended Action:</u> Approval | Material Demands approved |
| C. | INVESTMENT REPORT

Investment Report for the Month of January 2010

<u>Recommended Action:</u> Approval | Investment Report approved |
| D. | ORDINANCE NO. 585-C.S. AMENDING THE MUNICIPAL CODE BY REQUIRING A CITY LICENSE FOR TOBACCO RETAILERS AND PROHIBITING SMOKING IN CITY PARKS AND RECREATION AREAS

At the February 16, 2010 meeting, the subject ordinance was unanimously introduced and placed on first reading. Ordinance 585-C.S. is being presented for adoption on second reading.

<u>Recommended Action:</u> That the City Council adopt Ordinance 585-C.S. on second reading. | Ord. 585-C.S. second reading approved. |
| E. | REQUEST SUBMITTED ON BEHALF OF MISSION ELEMENTARY SCHOOL FOR PERMISSION TO SERVE ALCOHOL IN THE GRAPEVINE AT THEIR EVENT ON APRIL 30, 2010

San Gabriel Municipal Code Section 99.03(g) requires Council approval to serve alcoholic beverage, other than wine and champagne, for events held at the Grapevine Park, Mission Playhouse, and Adult Center.

<u>Recommended Action:</u> Approval subject to the condition that all requirements of the Alcoholic Beverage Control Board are met. | Alcohol request approved. |

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 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

Adjourn Council meeting and
reconvene agency meeting

Councilmember Gutierrez 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. APPROVAL OF MINUTES OF FEBRUARY 2, 2010

Minutes approved

Vice Chair Huang moved to approve the subject minutes; seconded by Agencymember Sawkins. 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 9:33p.m. Agencymember Sawkins 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

Donna Eggehorn, Acting Agency Secretary

Donna Eggehorn, Acting Deputy City Clerk

Juli Costanzo, Chair

Juli Costanzo, Mayor