



**MINUTES OF JANUARY 21, 2020
REGULAR MEETING OF THE SAN GABRIEL CITY COUNCIL**

CALL TO ORDER

Mayor Pu called the regular meeting of the San Gabriel City Council to order at 6:50 p.m. on Tuesday, January 21, 2020, in the Council Chamber at City Hall, 425 South Mission Drive, San Gabriel, California, 91776.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Costanzo.

ROLL CALL

Council Members Present: Juli Costanzo, John R. Harrington, Chin Ho Liao, Vice Mayor Denise Menchaca, and Mayor Jason Pu.

Council Members Absent: None.

Staff Members Present: City Manager Mark Lazzaretto, Assistant City Attorney Lloyd Pilchen, Assistant City Manager/Community Development Director Arminé Chaparyan, Community Services/Interim Mission Playhouse Director Rebecca Perez, Police Chief Eugene Harris, Chief City Clerk Sharon Clark, Public Works Director/City Engineer Greg de Vinck, Interim Fire Chief Steven Wallace, Human Resources/Risk Management Director Edward Macias, Interim Finance Director Kenneth Louie, and Assistant City Clerk Marilyn Bonus.

1. APPROVAL OF AGENDA ORDER

A motion was made by Council Member Costanzo, seconded by Council Member Liao, to approve the agenda order. Hearing no objection, Mayor Pu announced that the agenda order was approved.

2. PRESENTATIONS

A. PROMOTION OF FIRE CAPTAIN AARON TERRY

Presentation was made by Interim Fire Chief Wallace and the Oath of Allegiance was administered by Chief City Clerk Clark.

B. INTRODUCTION OF INTERIM FINANCE DIRECTOR KENNETH LOUIE

Presentation was made by City Manager Lazzaretto.

C. RECOGNITION OF ECONOMIC DEVELOPMENT MANAGER ANGELICA FRAUSTO-LUPO

Presentation was made by Assistant City Manager/Community Development Director Arminé Chaparyan.

3. PUBLIC COMMENT

Deborah Kilgore, resident, requested that notification be given to residents when development will be happening in their neighborhood.

4. CONSENT CALENDAR

Chief City Clerk Clark noted that staff has requested that item 4F be approved as amended with the Revised Rate Sheet as distributed to Council and made available to the public.

Item 4F was pulled by Vice Mayor Menchaca for separate consideration.

A motion was made by Council Member Liao, seconded by Vice Mayor Menchaca, to approve Consent Calendar items 4A – 4E and 4G as presented.

Motion approved Consent Calendar items 4A – 4E and 4G as presented by a vote of 5-0 as follows:

AYES: COSTANZO, HARRINGTON, LIAO, MENCHACA, PU
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

Regarding item 4F, Vice Mayor Menchaca commented that she and Council Member Harrington are still in negotiations with Athens Services, but the item before the City

Council tonight is strictly to be in compliance with Assembly Bill 5094. Athens has also been requested to itemize future invoices so that residents can see that the majority of the fees relate to state mandates.

City Manager Lazzaretto explained that there was a math error on the page included with the staff report, only in the first two lines: in the second column under green-waste disposal, the page in the staff report says \$1.34, and in the revised page it is \$3.55 and \$3.27; the total rate was not changed.

In response to questions from Mayor Pu, City Manager Lazzaretto confirm that this item does not deal with a Cost of Living Adjustment (COLA) or an amendment to the contract which will be brought for Council consideration at a future time, but comes under the extraordinary circumstance provision of the contract.

In response to questions from Mayor Pu, Christian Warner from Athens Services explained that the overall rate went up \$2.21 for Curb 90/90 (90 gallons' green waste/ 90 gallons mixed waste) curbside service, and for residents with a 60-gallon container, it went up \$1.93, and that the related Assembly Bill only pertains to residential green waste.

A motion was made by Vice Mayor Menchaca, seconded by Council Member Costanzo to approve item 4F as amended with the revised rate sheet.

In response to a question from Council Member Liao, Mr. Warner explained that currently, green waste is used in landfills as part of alternative daily cover (ADC) between layers of trash. Pursuant to AB 5094, an unfunded state mandate applicable to all cities, green waste can no longer be used as ADC in landfills to give the City diversion credit; it will have to be taken to a composting facility to undergo a process that takes two to four months. As Athens' composting facility is in Victorville, Athens is only asking to recover two additional costs, transportation and processing.

Motion approved Consent Calendar items 4F as amended by a vote of 5-0 as follows:

AYES: COSTANZO, HARRINGTON, LIAO, MENCHACA, PU
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

A. APPROVAL OF MINUTES

City Council approved the following:

1. Minutes of the City Council Regular Meeting of January 7, 2020.

B. MATERIAL DEMANDS

City Council approved the December 20, 2019, December 26, 2019, and January 3, 2020 Registers of Demands and Warrants for the payment of City expenditures.

C. CASH AND INVESTMENT REPORT – DECEMBER 2019

City Council approved the Cash and Investment Report - December 2019.

D. SECOND READING – ADOPTION OF ORDINANCE NO. 662 – ZONE TEXT AMENDMENT TO UPDATE THE SAN GABRIEL MUNICIPAL CODE RELATING TO ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS (PLANNING CASE NO. ZTA19-003)

City Council:

1. Waived reading in full; and
2. Adopted **Ordinance No. 662** entitled, "An Ordinance of the City Council of the City of San Gabriel, California, Amending Title XV, Chapter 153 (Zoning) in Order to Amend the Zoning Definitions and Development Standards to Allow Accessory Dwelling Units and Junior Accessory Dwelling Units in All Zones that Allow Single or Multi-Family Units On-Site, Consistent with State Law."

E. RESOLUTION NO. 20-02 – ANNUAL RESOLUTION FOR TEMPORARY STREET CLOSURES DURING CITY EVENTS

City Council adopted **Resolution No. 20-02** authorizing the Public Works Director to approve specific street closures, dates, and times for each event.

F. AMENDMENT NO. 4 TO ATHENS SERVICES CONTRACT AGREEMENT TO IMPLEMENT THE REQUIREMENTS OF AB1594

City Council approved the fourth amendment to the Agreement and revised new rate adjustments proposed by Athens Services for its services in regards to incorporating the green waste/organics recycling requirements of AB1594 not to exceed the rate schedule found as attachment B on the staff report.

G. SELECTIVE TRAFFIC ENFORCEMENT PROGRAM GRANT (STEP) ACCEPTANCE AND RESOLUTION NO. 20-06 AMENDING THE FISCAL YEAR 2019-2020 BUDGET

City Council adopted **Resolution No. 20-06** amending the Fiscal Year 2019-2020 Adopted Budget to accept Office of Traffic Safety (OTS) grant funds estimated at \$50,000 into Estimated Revenue Budget Account 147-3229 and allocate said funds to Police Department Expenditure Budget Account 147-751-000 as required.

5. PUBLIC HEARING – None.

6. NEW BUSINESS

A. UPDATE ON WORK EFFORTS RELATED TO HOUSING POLICY AT THE STATE, REGIONAL, AND LOCAL LEVEL

Presentation was made by Planning Manager Tracy Steinkruger, and Southern California Association of Governments (SCAG) Housing and Land-Use Planner Ma'Ayn Johnson explained the Regional Housing Needs Assessments (RHNA) allocation methodology and process.

Mayor Pu opened the public comment period.

Sean McMorris, resident, who also submitted a written comment, advocated for an inclusionary housing ordinance that requires units in every project to be affordable housing or provides an in-lieu fee option.

There was no one else wishing to speak; therefore, Mayor Pu closed the public comment period.

Discussion included Senate Bill 2 requirements, grant funding, and potential projects with a nexus to RHNA requirements; the timeline to update the Housing Element of the General Plan; elements of an inclusionary housing ordinance; transportation challenges; appealing RHNA numbers; benefits of having a land inventory; developer push-back on affordable units; loss of local control; hindrances to the density-bonus option for developers; San Gabriel's RHNA allocation numbers proportional to other cities' numbers; RHNA methodology; and how proposed projects would be handled absent outside funding.

Mayor Pu requested and received consensus from a majority of the City Council for sending a letter of opposition to Senate Bill 50 to Senator Susan Rubio with copies to President Pro Tem Toni Atkins, Assemblymember Ed Chau and Assembly Speaker Anthony Rendon.

Mayor Pu requested and received consensus from a majority of the City Council to direct staff to bring back an inclusionary housing policy for Council consideration, regardless of SB2 funding.

Assistant City Manager/Community Development Director Chaparyan provided an update on a housing trust fund that has been in the works, spearheaded by the Council of Governments: a subcommittee is working on a draft agreement for a Joint Powers Authority (JPA) that cities can vote to participate in, which would be a funding source. More information is anticipated to be presented to the City Council in late March or April 2020.

Mayor Pu reported that at the study session just prior to this meeting, the City Council gave direction to staff to develop a 100% affordable housing project at the site just south of the train tracks at 405 S. Del Mar Avenue.

7. PUBLIC COMMENT - None.

8. CITY MANAGER'S REPORT

City Manager Lazzaretto provided an update on the Measure SG educational outreach program.

9. COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Council Member Liao reported his attendance at a meeting where he spoke about Measure MG and at a 2020 North America Travel Summit meeting,

Council Member Harrington stated that he was excited to be here.

Mayor Pu reported on a Council of Governments (COG) Transportation Committee meeting; announced a Regional Housing Trust Forum at Glendora Public Library on February 13, 2020, from 9:00 a.m. to 1:00 p.m.; and commented on the Southern California Association of Governments (SCAG) Strategic Plan for the 2020-2025 period called Connect SoCal.

RECESS AND RECONVENE

Mayor Pu recessed the meeting at 9:05 p.m. and reconvened into Closed Session at 9:15 p.m.

10. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

Pursuant to Government Code section 54956.9 subparts (a), (c) and (d)(1)
Hardy & Harper Inc. v. City of San Gabriel (LASC Case No. 19 GDCV 00713)

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code § 54956.9 Subparts (a) and (d)(4).

One case

Direction was given to staff; there was no reportable action.

11. ADJOURNMENT

Mayor Pu adjourned the meeting at 9:46 p.m.

Respectfully submitted:

SHARON F. CLARK, Chief City Clerk

Approved this 4th day of February, 2020:

JASON PU, Mayor