

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

MINUTES OF NOVEMBER 7, 2006

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on November 7, 2006 at 7:30 p.m. with Council/Agencymember Baldwin, Council/Agencymember Costanzo, Mayor/Chair Gutierrez, Council/Agencymember Huang, Vice Mayor/Vice Chair Sawkins, City Attorney/General Counsel Kress, City Manager/Executive Director Paules and City Clerk/Secretary Trujillo present.

Pledge of Allegiance

RECESS AGENCY MEETING

Recess Agency Meeting

At 7:36 p.m., Agencymember Baldwin moved to recess; seconded by Vice Chair Sawkins. There being no objections, it was so ordered.

PRESENTATIONS:

Presentations

- A. ADMINISTRATION OF OATH TO POLICE OFFICER BRIAN KOTT
- B. RECOGNITION OF THE CITY OF SAN GABRIEL FOR 35 YEARS OF MEMBERSHIP AND DEDICATED SERVICE TO THE NATIONAL LEAGUE OF CITIES

PUBLIC HEARING: ORDINANCE 552-C.S. – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL RELATING TO DRIVEWAY ACCESS AND CURB CUTS FOR VACANT PROPERTIES
PLANNING CASE PL-04-236 (ZONE TEXT AMENDMENT)
APPLICANT: CITY OF SAN GABRIEL

Public Hearing
Ordinance 552-C.S.
Driveway Access & Curb Cuts

On December 21, 2004, the City Council adopted urgency Ordinance 550-C.S imposing a moratorium prohibiting driveway access and curb cuts for vacant property. This ordinance was extended to allow staff ample time to study the matter. Ordinance 552-C.S. has been developed to address concerns regarding driveway access and curb cuts for vacant properties and is being presented for Council consideration.

The report was given during which staff responded to Council questions.

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

Don Decker, 1076 West Roses Road, San Gabriel spoke in support of the subject ordinance.

Christopher Sutton, attorney representing Charles Matter, opposed the subject ordinance.

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

Councilmember Baldwin moved to introduce and place on first reading Ordinance 552-C.S.; seconded by Councilmember Huang. The motion passed by a vote on the board of five yes.

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 Comments

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

2006 STATE HOMELAND SECURITY GRANT PROGRAM – POLICE
DEPARTMENT RADIO PURCHASE

Grant funding is available through the 2006 State Homeland Security Grant Program (SHSP) to purchase vehicle and handheld radios for the Police Department.

The staff report was given after which Vice Mayor Sawkins moved to 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 staff to purchase the radios identified in the staff report using SHSP grant awards.

EXCLUSIVE NEGOTIATING AGREEMENT EXTENSION WITH RATKOVICH
COMPANY – RFP CASE 04-02

The City Council approved an Exclusive Negotiating Agreement (ENA) with The Ratkovich Company that expires on November 7, 2006, for a proposed mixed-use development of the Civic Auditorium parking lot site and adjacent properties. Ratkovich Company is requesting an extension to continue negotiations.

The staff report was given after which Councilmember Costanzo moved to approve the letter extending the ENA to March 20, 2006; seconded by Vice Mayor Sawkins. There being no objections, it was so ordered.

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 OCTOBER 17, 2006

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

Recommended Action: Approval

B. MATERIAL DEMANDS: 67036 – 67262 INCLUSIVE \$1,200,177.62

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

Recommended Action: Approval

C. DEVELOPMENT FEES FUND REPORT

The subject report has been prepared in compliance with Government Code 66006 that requires local agencies to make available to the public information regarding Development Impact Fees for the fiscal year.

Recommended Action: That the City Council review the report and make the information available to the public pursuant to Government Code Section 66006.

D. MATTERS RELATED TO THE MARCH 6, 2007 GENERAL MUNICIPAL
AND LACCD PRIMARY NOMINATING CONSOLIDATED ELECTION

At the October 17, 2006 meeting, the Council adopted resolutions required for the conduct of the March 6, 2007 election. Subsequently, it was found that Resolution 00-26 pertaining to regulations for candidates as it applies to translation requirements and payment thereof needs to be updated. Resolution 06-34 updates the candidates’ regulations to address the most recent Department of Justice

2006 State Homeland
Security Grant Program
Police Dept. Radios
Approved

Ratkovich Company
ENA Extension to
March 20, 2006
Approved

Consent Calendar

Minutes Approved

Material Demands

Development Fees Fund
Report

March 6, 2007
Election Matters

interpretation of the Voting Rights Act. Additionally, Resolution 06-29 omitted compensation for precinct board members to attend mandatory election training. Resolution 06-36 includes the training compensation and repeals Resolution 06-29.

Recommended Action: That the City Council adopt Resolutions 06-34 and 06-36, respectively.

E. RETIREMENT PLAN AMENDMENT IMPLEMENTATION

Retirement Plan Amendment
Implementation

Recently, the City amended its contract with CalPERS to provide miscellaneous employees with the 2.7% @ 55 full formula retirement benefit. To meet CalPERS requirements, it is necessary for the Council to adopt a resolution regarding the paying and reporting of employer paid member contributions.

Recommended Action: That the City Council adopt Resolution 06-37.

G. RESOLUTION 06-35 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, CALIFORNIA, CASTING ITS VOTES FOR ROSEMEAD COUNCILMEMBER MARGARET CLARK TO REPRESENT CITIES WITHOUT PRESCRIPTIVE WATER PUMPING RIGHTS ON THE BOARD OF THE SAN GABRIEL BASIN WATER QUALITY AUTHORITY

Resolution 06-35
Casting Votes for Rosemead
Councilmember Clark as
SGVWQA Representative
Adopted

The San Gabriel Basin Water Quality Authority is composed of seven members with three appointed members from each of the three municipal water districts, one elected City Council person from cities in the San Gabriel Basin with water pumping rights, and one elected City Council person from cities in the San Gabriel Basin without water pumping rights. Rosemead Councilmember Margaret Clark has requested the Council's support for reelection of her to this position. Resolution 06-35 has been prepared and is now being presented for Council action.

Recommended Action: That the City Council adopt Resolution 06-35.

H. SURVEILLANCE VEHICLE PURCHASE FOR POLICE DEPARTMENT

Vehicle Purchase for
Police Department
Approved

It is necessary to replace the Police Department surveillance vehicle. A report has been prepared that is being presented for Council consideration.

Recommended Action: That the City Council:

- A. Approve the request to purchase a vehicle for use in criminal investigations by the Police Department.
- B. Waive formal compliance with the purchasing procedures and authorize the Chief of Police to purchase and equip a single, multi-use covert surveillance vehicle for the best pricing available from any source the Chief of Police deems reliable.
- C. Appropriate funds from the Police Department Asset Seizure Account in the amount of \$25,000 to cover the acquisition and equipment cost for the vehicle.

Councilmember Baldwin moved to approve the consent calendar as presented; seconded by Councilmember Huang. The motion passed by a vote on the board of five yes.

CONSENT CALENDAR ITEM F: EXECUTIVE LEAVE PAYMENT METHOD FOR CALPERS

Consent Calendar Item F
Executive Leave Payment
Method
Approved

To further comply with the recent CalPERS decisions regarding eligible compensation, a request has been submitted to change the manner of payment for executive leave and management incentive pay.

Staff responded to Council questions to clarify the proposed change.

Vice Mayor Sawkins moved to approve the Executive Management Incentive Pay benefit as set forth in the staff report and, further, approve the Sixth Amendment to Employment Agreement with P. Michael Paules; seconded by Councilmember Baldwin. The motion passed by a vote on the board of five yes.

COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Council Comments

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 IN MEMORY OF KIY TAKEMOTO TO NOVEMBER 15, 2006 AT 8:00 A.M. AT AUTUNNO RESTAURANT AT 409 SOUTH MISSION DRIVE, SAN GABRIEL TO MEET WITH LOS ANGELES COUNTY SUPERVISOR ANTONOVICH TO DISCUSS LOCAL AND REGIONAL MATTERS AND RECONVENE AGENCY MEETING

Adjourn Council Meeting &
Reconvene Agency Meeting

At 8:48 p.m., Council/Agencymember Costanzo moved to adjourn and reconvene as indicated above; seconded by Council/Agencymember Baldwin. There being no objection, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency Meeting

A. APPROVAL OF MINUTES OF OCTOBER 17, 2006

Minutes Approved

Agencymember Costanzo moved to approve the subject minutes; seconded by Vice Chair 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 Board at this time.

C. ADJOURN AGENCY MEETING

Adjourn Agency Meeting

There being no further business to discuss Agencymember Baldwin moved to adjourn; seconded by Agencymember Costanzo. There being no objection, the meeting adjourned at 8:49 p.m.

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Cynthia A. Trujillo, Secretary

Cynthia A. Trujillo, C.M.C., City Clerk

David R. Gutierrez, Chair

David R. Gutierrez, Mayor