

# SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

## MINUTES OF FEBRUARY 19, 2008

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on February 19, 2008 at 7:34 p.m. with Vice Mayor/Vice Chair Baldwin, Council/Agencymember Costanzo, Council/Agencymember Gutierrez, Council/Agencymember Huang, Mayor/Chair Sawkins, City Attorney/General Counsel Kress, City Manager/Executive Director Paules and Deputy City Clerk Aguilar present.

Pledge of Allegiance

RECESS AGENCY MEETING

Recess Agency Meeting

At 7:36 p.m., Agencymember Gutierrez moved to recess; seconded by Agencymember Costanzo. There being no objections, it was so ordered.

Mayor Sawkins moved item #9 of agenda (Public Hearing: Appeal by Hawaii Supermarket) to first item on the agenda.

PUBLIC HEARING: APPEAL OF PLANNING COMMISSION DECISION –  
PLANNING CASE NO. PL-07-113 (CONDITIONAL USE PERMIT) 201-202 E.  
BENCAMP STREET  
APPLICANT: GERARD NGO (HAWAII SUPERMARKET)

Public Hearing: Appeal of  
Planning Commission Decision  
PL-07-113 continued to March  
4, 2008 Council meeting.

This is an appeal of the Planning Commission's decision to deny an application for a conditional use permit request to create a 43-space surface parking lot for use by Hawaii Supermarket's employees. The applicant proposes to demolish two single-family homes and vacate a portion of Bencamp Street located in the R-1 (Single-Family Residential) zone.

On December 10, 2007 the Planning Commission held a public hearing and voted 4-0 to deny the application, based on the inability to make the required findings for approval.

Recommended Action: That the City Council:

ALTERNATIVE A – UPHOLD PLANNING COMMISSION ACTION (Denying the Appeal)

- A. Determine that the findings for a Conditional Use Permit, contained in Section 153.246 of the San Gabriel Municipal Code cannot be made; Deny the appeal and uphold the decision of the Planning Commission to deny Planning Case No. PL-07-113 (Conditional Use Permit); and
- B. Direct staff to prepare a Resolution for denial to be presented at the next regular City Council meeting;

ALTERNATIVE B – GRANT THE APPEAL

If the City Council wishes to reverse the decision of the Planning Commission, and approve the appeal of Planning Case No. PL-07-113 (Conditional Use Permit):

- A. Affirm the environmental determination prepared by staff;
- B. Direct staff to prepare a resolution for approval stating the facts and findings for a Conditional Use Permit, and granting the appeal, to be placed on calendar for action at the next Council meeting on Tuesday, March 4, 2008.

Deputy City Manager Steve Preston presented the Council with the staff report and events leading up to applicant's request for a continuance.

City Attorney Bob Kress advised Council of legalities with consideration of a continuance and advised the Council that if they chose to continue the hearing, it should be to a date certain.

Vice Mayor Baldwin moved to continue this item to the Council's regular meeting March 4, 2008 at 7:30 p.m.; seconded by Councilmember Huang and 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 Comment

Marilee Morrero, County Public Library, introduced new Librarian Julie Sorensen for San Gabriel Library.

AWARD OF CONTRACT TO REVENUE EXPERTS FOR MANAGEMENT AND PROCESSING SERVICES FOR ADMINISTRATIVE CITATIONS

Award of Contract to Revenue Experts for Management and Processing Services for Administrative Citations Approved.

Neighborhood Improvement Services staff conducted research of four firms that provide citation management services. Staff recommends Revenue Experts based upon their exclusive services, their interview with staff, and their highly recommended references.

Recommended Action: That the City Council:

1. Approve the Professional Services Agreement with Revenue Experts, Inc., in the amount of \$13,600.
2. Authorize the City Manager or designee to execute the agreement from March 1, 2008 to June 30, 2009.

Neighborhood Information Services Manager Rita Estrada presented the Council with the staff report.

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

HYBRID VEHICLE PURCHASES:

- A. TWO (2) FORD 2008 ESCAPE HYBRID VEHICLES  
(CASH CONTRACT 08-01)

Hybrid Vehicle Purchases:

Two (2) Ford 2008 Escape Hybrid Vehicles (Cash Contract 08-01) Approved.

The Council directed the Public Works Division to pursue alternative fuel vehicles whenever possible. Two low pollution emitting vehicles are to be used by the Finance Department Staff and Community Development Department staff and to be funded by the Capital and Special Projects Budget.

Recommended Action: That the City Council:

1. Waive formal bidding and authorize a cooperative ("piggyback") purchase with that of the County of Los Angeles (Internal Services Department).
2. Authorize approval of Cash Contract 08-01, the issuance of a purchase order to Wondries Ford for the acquisition of two (2) 2008 Ford Escape Hybrids in the amount of \$49,068.14, including taxes and delivery; to be funded from accounts #122-706-51-99-200 and #122-800-51-99-200.

Deputy City Manager Steve Preston presented the Council with the staff report.

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

B. TOYOTA HIGHLANDER HYBRID VEHICLE (CASH CONTRACT 08-02)

Toyota Highlander  
Hybrid Vehicle (Cash  
Contract 08-02) Approved

The Public Works Division and Police Department recommend that the City Council approve the proposal to purchase a new vehicle for the City Manager, a 2008 Toyota Hybrid, as part of the City's conversion to "green" low-emissions technologies for its vehicle fleet. Wondries Fleet Division is the agency with the lowest cost and best availability, and has offered to provide the vehicle at a fixed price.

Recommended Action: That the City Council:

1. Approve a transfer of aggregated lease payments (approximately \$6,000) from Account No. 121-704-00-33-000 to a new Capital Improvement Account number to be assigned for this purpose (City Manager Staff Vehicle). With this transfer the balance to be funded will be \$33,079.68 (\$39,079.68 less \$6,000).
2. Waive formal bidding and authorize Cash Contract No. 08-02, the purchase of one 2008 Toyota Highlander Hybrid Limited staff vehicle from Wondries Fleet Division, for a purchase price of \$39,079.68 including sales tax and delivery costs.

Deputy City Manager Steve Preston presented the Council with the staff report.

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

X26 TASER PURCHASE (CASH CONTRACT 08-04)

X26 Taser Purchase (Cash  
Contract 08-04) Approved

As part of the City of San Gabriel's 2007-08 capital and special projects budget, funding was approved for police tactical equipment. The San Gabriel Police Department requests City Council authorization to use a portion of these funds for the purchase of twenty-five new electronic Tasers. Taser International Inc. is the only manufacturer of the X26 and distributed by ProForce Law Enforcement.

Recommended Action: That the City Council waive compliance with the formal purchasing procedures set forth in the San Gabriel Municipal Code and authorize funding for the Chief of Police to purchase twenty-five X26 Tasers and related accessories as detailed in this report. The total cost of this purchase is \$24,793.09 and pending approval will be funded from account #122-751-43-99-730.

Police Chief David Lawton presented the Council with the staff report.

Councilmember Gutierrez moved to approve the recommended action; seconded by Vice Mayor Baldwin 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 Approved

A. MINUTES OF REGULAR COUNCIL MEETING OF FEBRUARY 5, 2008

Minutes Approved

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

Recommended Action: Approval

B. MATERIAL DEMANDS

Material Demands Approved

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

C. STATEWIDE GENERAL WASTE DISCHARGE REQUIREMENTS FOR SANITARY SEWER SYSTEMS – SANITARY SEWER MANAGEMENT PLAN (SSMP) DEVELOPMENT PLAN AND SCHEDULE

Statewide General Waste Discharge Requirements for Sanitary Sewer Systems – Sanitary Sewer Management Plan (SSMP) Development Plan and Schedule Approved

State regulations require that cities complete the first phase of a Sanitary Sewer Management Plan (SSMP) by May 1, 2009. The State requires that the governing body of the local agency approve the development plan and schedule for the SSMP.

Recommended Action: That the Council approve the proposed Development Plan and Schedule for the Sewer System Management Plan.

D. RESOLUTION 08-05 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL DECLARING THAT WEEDS GROWING UPON AND IN FRONT OF, AND BRUSH, RUBBISH, REFUSE, AND DIRT UPON AND IN FRONT OF CERTAIN PRIVATE PROPERTY IN THE CITY ARE A PUBLIC NUISANCE, AND DECLARING ITS INTENTION TO PROVIDE FOR THE ABATEMENT THEREOF

Resolution 08-05 – 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 \$44.86. 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 March 4, 2008 at 7:30 p.m. for the Hearing of Protests.

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

Councilmember Costanzo moved to approve consent calendar as presented; seconded by Vice Mayor Baldwin 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 TO TUESDAY, FEBRUARY 26, 2008 AT 4:00 P.M. IN CONFERENCE ROOM A OF THE CITY COUNCIL CHAMBERS FOR THE PURPOSE OF CONDUCTING A STUDY SESSION OF THE DRAFT CAPITAL IMPROVEMENT PROGRAM AND COUNCIL MAIL-HANDLING PROCEDURES AND RECONVENE AGENCY MEETING

Adjourn Council meeting to Tuesday, February 26, 2008 at 4:00 p.m. for the purpose of conducting a study session of the Draft Capital Improvement Program and Council mail-handling procedures and reconvene agency meeting

At 8:29 p.m., Vice Mayor Baldwin moved to adjourn and reconvene as indicated above; seconded by Councilmember Costanzo. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency Meeting

A. APPROVAL OF MINUTES OF FEBRUARY 5, 2008

Minutes Approved

Agencymember Costanzo moved to approve the subject minutes; seconded by Agencymember Gutierrez. The motion passed by a vote on the board of five yes.

B. PUBLIC COMMENT

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

C. ADJOURN AGENCY MEETING

At 8:30 p.m., Agencymember Gutierrez moved to adjourn; seconded by Agencymember Costanzo. There being no objections, it was so ordered. Adjourn Agency Meeting

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

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Diana Aguilar, Secretary

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Diana Aguilar, Deputy City Clerk

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Kevin B. Sawkins, Chair

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Kevin B. Sawkins, Mayor