

**CITY OF SAN GABRIEL
CITY COUNCIL
REGULAR MEETING AGENDA**

Tuesday, May 2, 2023 - 6:30 P.M.

**City Hall Council Chamber
425 South Mission Drive
San Gabriel, California 91776**

John R. Harrington
Mayor

John Wu
Vice Mayor

Eric Chan
Council Member

Tony Ding
Council Member

Denise Menchaca
Council Member



Mark Lazzaretto
City Manager

Keith Lemieux
City Attorney

Julie Nguyen
City Clerk

Kevin B. Sawkins
City Treasurer

How to Submit Public Comment:

Members of the Public who wish to submit public comment may do so using one of the following methods. Public comment is limited to the time allotted.

In-Person: Complete a Speaker Card, indicating the agenda item number and submit it to the City Clerk prior to the meeting. Speakers shall be limited to three (3) minutes per person per item. At the Mayor's discretion, the time limit may be shortened to allow all speakers to address the City Council.

Electronic submission of Public Comment is also available via the City's website as noted below. Public Comment submitted electronically will be read into the record. Words that would disrupt the meeting, including profanity, obscenity, and discriminatory language, will not be read. Your comments must be received by 5:00 P.M. on meeting day.

Website: Please submit your comments using the online public comment form at [Public Comment](#).

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[City Council Meeting Videos](#)

Spectrum cable: Live streaming on Channel 3, Public Access Channel.

**City Council Regular Meeting Agenda
Tuesday, May 2, 2023**

- **CALL TO ORDER**
- **PLEDGE OF ALLEGIANCE LED BY:** Council Member Chan
- **ROLL CALL:** Mayor Harrington, Vice Mayor Wu, Council Members Chan, Ding, Menchaca

1. APPROVAL OF AGENDA ORDER

2. PRESENTATIONS

A. MILITARY APPRECIATION MONTH

B. ASIAN AMERICAN AND PACIFIC ISLANDER HERITAGE MONTH

C. HISTORIC PRESERVATION MONTH

- **RECOGNITION OF TOYO MIYATAKE STUDIO**
- **RECOGNITION OF SAN GABRIEL NURSERY AND FLORIST**

3. PUBLIC COMMENT

4. CONSENT CALENDAR

All items listed under the Consent Calendar are considered routine and recommendations will be approved in one motion unless a member of the City Council or audience requests separate discussion.

A. APPROVAL OF MINUTES

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

1. Minutes of the City Council Special Meeting of April 18, 2023.
2. Minutes of the City Council Regular Meeting of April 18, 2023.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action: Approval

B. MATERIAL DEMANDS

The most recent Material Demands from the Finance Department are presented to the City Council for review and approval.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council approve Material Demands as presented.

C. 2021 STATE HOMELAND SECURITY PROGRAM GRANT ACCEPTANCE

The City of San Gabriel has been awarded grant funds from the 2021 State Homeland Security Program (SHSP) for both the San Gabriel Police and Fire Departments in the amount of \$119,354 and \$62,000 respectively. Both public safety departments are able to use these funds towards projects from the Department of Homeland Security Approved Equipment List and also to provide training. Funding for the purchases will be reimbursed through the State Homeland Security Program grant. Initial outlay would be \$181,354, but would be fully reimbursed, with no matching funds. There is no fiscal impact to the General Fund.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council approve the following:

Police Department

1. Increase estimated revenue (account 186-3215) and appropriation (transfers out) in 'Other Grants' Fund by \$119,354; and increase estimated revenue (transfers in) and appropriation in Capital/Special Projects Funds (account 124-751-57-99-380) by \$119,354.

Fire Department

2. Increase estimated revenue (account 186-3215) and appropriation (transfers out) in 'Other Grants' Fund by \$62,000; and increase estimated

revenue (transfers in) and appropriation in Capital/Special Projects Funds (account 124-761-57-99-380) by \$62,000.

3. Authorize both the Police Chief and Fire Chief to accept the SHSP grant and purchase the items under the City's purchasing policy.
4. Authorize the City Manager to execute the subrecipient agreement between the City and the County of Los Angeles and adopt Resolution No. 23-21 amending the Fiscal Year 2022-2023 Operating Budget.

D. ORDINANCE NO. 688 AMENDING CHAPTER 130 OF THE SAN GABRIEL MUNICIPAL CODE, REGARDING GENERAL OFFENSES, TO ALLOW LOCAL PROSECUTION OF CERTAIN MISDEMEANORS – SECOND READING AND ADOPTION

Adoption of this Ordinance would modify the San Gabriel Municipal Code to add certain misdemeanor crimes that could be prosecuted locally by the City Attorney's office. There is no fiscal impact related to the adoption of this item.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council waive reading and adopt Ordinance No. 688 entitled "An Ordinance of the City Council of the City of San Gabriel, California, Amending Chapter 130 of the San Gabriel Municipal Code, Regarding General Offenses."

E. ADOPTION OF RESOLUTION NO. 23-27 DECLARING JANUARY 28TH AS STAND AGAINST HATE ACTION DAY

On March 9, 2023, the State of California adopted Senate Conforming Resolution 15 (SCR 15) ;declaring January 28th annually as Stand Against Hate Action Day. By adopting the proposed resolution, the City of San Gabriel will declare January 28th as Stand Against Hate Action Day, calling upon the community to collectively denounce hate and celebrate inclusion. There is no fiscal impact related to this item.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council adopt Resolution No. 23-27 declaring January 28th annually as Stand Against Hate Action Day.

F. SECOND AMENDMENT TO AGREEMENT WITH THE SAN GABRIEL VALLEY COUNCIL OF GOVERNMENTS (SGVCOG) TO PARTICIPATE IN THE SAN GABRIEL VALLEY REGIONAL VEHICLE MILES TRAVELED (VMT) ANALYSIS MODEL AND TOOL UPDATE

The Community Development Department is requesting a second amendment to an existing professional services agreement with the San Gabriel Valley Council of Government (SGVCOG) to participate in the San Gabriel Valley Regional Vehicle Miles Traveled (VMT) Analysis Model and Tool Update at an additional cost of \$15,000 for a five-year term. San Gabriel is one of 26 cities to participate in the regional program to have access to a web-based transportation screening tool for development projects for California Environmental Quality Act (CEQA) purposes. Funding will be proposed as part of the Fiscal Year 2023-2024 budget in account No. 184-800-00-22-000.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council approve an amendment to an existing Memorandum of Agreement (MOA) with the San Gabriel Valley Council of Government for an amount not to exceed \$15,000.00 for the implementation of the San Gabriel Vehicle Miles Traveled (VMT) Analysis Model & Tool Update.

G. HUMAN, EQUITY, ACCESS AND RELATIONS COMMISSION PROPOSED 2023 ANNUAL WORKPLAN

This is the 2023 calendar Annual Work plan developed by the Human Equity, Access and Relations Commission for the 2023 calendar year to best fit in alignment with the goals and scope of the HEAR Commission as well as the City of San Gabriel's Mission. The workplan includes a request of \$2,500 for the Mental Wellness Expo in October. Should Council approve the request, this will require \$2,022.82 from the General Fund and \$477.18 remaining funds from the San Gabriel Community Foundation Grant received by the City in 2022.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council review and approve the HEAR Commission's Annual Workplan, as presented, for 2023.

H. ACCEPTANCE OF ASSISTANCE TO FIREFIGHTERS GRANT AWARD AND PURCHASE OF WASHER-EXTRACTOR AND DRYER CABINET IN THE AMOUNT OF \$37,059.77

The San Gabriel Fire Department has been awarded funds from the 2021 Assistance to Firefighter Grant (AFG) Program in the amount of \$33,690.70. The Fire Department is recommending Council's adoption of Resolution No. 23-24 and authorization for the City Manager to issue purchase orders for the acquisition of a washer-extractor and drying cabinet as detailed in the report. This is a United States Homeland Security AFG Program managed by Federal Emergency Management Agency. The total outlay would be \$37,030.21. The grant will pay for \$33,663.83 and the general fund is obligated to a matching amount of \$3,366.38. The deadline to use these funds is August 29, 2024.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council

1. Adopt Resolution No. 23-24 accepting the grant and appropriation.
2. Increase the appropriations in the Fire Department special project grant account by \$33,690.70, account #124-761-57-99-390.
3. Authorize the City Manager to issue purchase orders for the purchase of a washer-extractor and drying cabinet as detailed in the staff report.

5. PUBLIC HEARING – None.

6. CONTINUED BUSINESS – None.

7. NEW BUSINESS

A. SMITH PARK RESOURCE DISCUSSION - PICKLEBALL

During the July 18, 2022 Community Services Commission meeting, staff presented the community's request to build pickleball courts at Smith Park. After much deliberation and public comment provided by the community, the Commission recommended that staff present a proposal to the City Council to add four new permanent pickleball courts at Smith Park. Staff have researched the costs associated with the construction of new courts including laying concrete, lighting, fencing with wind screens, walkways, surfacing, and striping and have included estimates in this report. Staff propose the use of existing Park Impact Fees for the implementation of the new pickleball courts because this is a qualifying expansion to the public amenities. The total cost shall not exceed \$180,000. Council has previously approved \$30,000 additional funds from the Tennis Special Activities Fund in Fiscal Year 2022-2023 to resurface and restripe the existing courts.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council review the proposal to construct four new permanent pickleball courts and approve the funding request necessary to implement the project.

B. DISCUSSION ON THE TAXPAYER PROTECTION AND GOVERNMENT ACCOUNTABILITY ACT BALLOT INITIATIVE – REQUEST FOR DIRECTION ON AN OFFICIAL CITY POSITION AND CONSIDERATION OF ADOPTION OF A RESOLUTION NO. 23-28 EITHER IN SUPPORT OF OR IN OPPOSITION TO THE BALLOT INITIATIVE

A ballot initiative called the Taxpayer Protection and Government Accountability Act was created and sponsored by several taxpayer protection groups, and gathered sufficient signatures to qualify for placement on the November 2024 election. Staff is seeking direction on an official City position on the ballot initiative and consideration of a resolution establishing the City's position on the measure. There is no fiscal impact associated with discussing the City's position on the ballot initiative. The potential financial effects of the ballot measure, should it be successful, are difficult to estimate, those in favor of the initiative suggest that the initiative will save taxpayers millions of dollars, and those opposed to the initiative suggest that the measure will cost cities millions of dollars in lost revenue.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council discuss the Taxpayer Protection and Government Accountability act and if desired, adopt Resolution No. 23-28 supporting the Supporting Taxpayer Protection and Government Accountability Act.

C. APPOINTMENTS TO THE CIVIL SERVICE, COMMUNITY SERVICES, DESIGN REVIEW, HISTORIC PRESERVATION AND CULTURAL RESOURCE, AND PLANNING COMMISSIONS

On April 26 and 27, 2023, the City Council conducted interviews for the above-named Commissions for vacancies with terms ending May 31, 2023. The Council is requested to consider appointments to the Commissions for both scheduled and unscheduled vacancies, and for a waitlist. There is no fiscal impact related to this item.

California Environmental Quality Act (CEQA) Determination: Not a Project as defined in Section 15378 of the State CEQA Guidelines.

Recommended Action:

Staff recommends that the City Council appoint Commissioners for scheduled and unscheduled vacancies on the Civil Service, Community Services, Design Review, Historic Preservation and Cultural Resource, and Planning Commissions, and select individuals they would like to add to the waitlist should any unscheduled vacancies arise.

8. PUBLIC COMMENT

9. CITY MANAGER’S REPORT

10. COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Each Council Member may address the City Council and public on matters of general information and/or concern. This is also the time for Council Members to report on conferences and/or meetings they have attended.

11. CLOSED SESSION

12.ADJOURNMENT

The City Council will adjourn the meeting in memory of Maryann Baldonado.

The next regular City Council meeting will be held on Tuesday, May 16, 2023 at 6:30 P.M. Information regarding matters to be considered at each meeting will be available on the Friday before the City Council Meeting on the City's website at www.sangabrielcity.com.

Materials Available for Inspection. You may view agenda items online at www.sangabrielcity.com/agendacenter, or in person at City Hall, 425 South Mission Drive, San Gabriel, CA 91776. Materials related to an item on this Agenda, submitted to the City Council after distribution of the Agenda packet, will be posted on the City website.

Persons with Disabilities. Upon request, this Agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990.

Persons requesting a Translator. Any person requesting translation for the meeting must notify the City Clerk Department at cityclerk@sgch.org at least 48 hours before the meeting.

Questions about this Agenda? Should any person have a question concerning any of the above Agenda items prior to the meeting, please contact the City Clerk at cityclerk@sgch.org during regular office hours.

Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such a request to the City Clerk Department by emailing cityclerk@sgch.org at least 48 hours before the meeting, if possible.