

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

MINUTES OF FEBRUARY 17, 2009

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on February 17, 2009 at 7:35 p.m. with Mayor/Chair Baldwin, Vice Mayor/Vice Chair Costanzo, Council/Agencymembers Gutierrez, Huang, Sawkins, City Manager/Executive Director Paules, Deputy City Attorney/General Counsel Wallin, and Deputy City Clerk/Agency Secretary Castruita present.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

ATTENDANCE

Attendance

RECESS AGENCY MEETING

Recess Agency Meeting

Agencymember Gutierrez moved to recess; seconded by Vice Chair Costanzo. There being no objections, it was so ordered.

PRESENTATION

Presentation

Deputy City Manager Preston introduced Neighborhood Improvement Services Manager Clayton Anderson.

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

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

PUBLIC HEARING WITH REGARD TO ANNUAL WEED ABATEMENT PROGRAM

Public Hearing with regard to annual Weed Abatement Program Approved

Annually the City contracts with Los Angeles County to perform annual weed abatement services. At the February 3, 2009 meeting, the City Council adopted Resolution 09-06 that set a public hearing, for the hearing of any protests, for February 17, 2009.

This year the annual assessment cost for inspection service by the County is \$46.10. NIS staff and a County representative will be present to respond to protests or questions.

Recommended Action: After holding the public hearing and considering all testimony, that the City Council adopt Abatement Order 09-01 in accordance with the established Weed Abatement procedures directing the Los Angeles County Agricultural Commissioner/Director of Weights and Measures to abate the nuisance by having the weeds, rubbish and refuse removed.

Mayor Baldwin opened the public hearing.

There was no one who wanted to address the Council at this time.

Mayor Baldwin closed the public hearing.

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

RESOLUTION 09-08 DECLARING COUNCIL SUPPORT FOR THE
CONSTRUCTION OF A NATIONAL FOOTBALL LEAGUE (NFL) STADIUM IN
INDUSTRY, CALIFORNIA

Recommended Action: That the City Council receive a presentation and consider adoption of Resolution 09-08.

Paul Talbot, developer representative, answered questions from the Council.

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

2009 SAN GABRIEL CHAMBER OF COMMERCE GRAPEVINE FESTIVAL AND
CITY'S 96TH BIRTHDAY

The San Gabriel Chamber of Commerce will host their annual Street Festival event entitled the Grapevine Festival & Classic Car Show. The one day event will take place on Saturday, April 25, from 10:00 a.m. to 7:00 p.m. in the historic Mission District in conjunction with City's 96th Birthday. Chamber of Commerce and City staff will work to ensure that this is a safe and successful event for all.

Recommended Action: That the City Council approve the requests, subject to the terms and conditions as proposed in the staff report.

Parks and Recreation Director Perez presented the Council with the staff report.

Dondi Adkins and Diane Acosta, Chamber of Commerce representatives, answered questions from the Council.

Vice Mayor Costanzo requested a follow-up of the Grapevine Festival event budget.

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

LA-RICS JOINT POWERS AUTHORITY AGREEMENT

The Los Angeles Region Interoperable Communications system (LA-RICS) Joint Powers Authority (JPA) has been developed to establish a public safety radio network to meet or enhance current public safety radio communications needs and to provide an architecture capable of expanding to meet future needs.

Recommended Action: That the City Council authorize the Mayor to sign the Joint Powers Agreement on behalf of the City of San Gabriel, with the Los Angeles Regional Interoperable Communications System Authority.

Fire Chief Nestor presented the Council with the staff report.

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

APPROVE SELECTED CIP CHANGES FOR 2008-09 PROJECTS
APPROVE PROJECT APPROPRIATIONS
APPROVE SCE RULE 20A PROJECT RECOMMENDATIONS

Last year's adoption of the Capital Improvement Program has allowed staff to utilize funds for moving several key projects ahead. Projects affected are listed in the staff report.

Resolution 09-08 Declaring Council support for the construction of a National Football League (NFL) stadium in Industry, California Approved.

2009 San Gabriel Chamber of Commerce Grapevine Festival and City's 96th Birthday Approved.

LA-RICS Joint Powers Authority Agreement Approved.

Approve selected CIP changes for 2008-09 projects. Approve project appropriations. Approve SCE Rule 20A project recommendations Approved.

Recommended Action: That the City Council:

1. Approve the selected projects listed in the staff report for the 2008-09 Fiscal Year CIP program.
2. Approve the appropriations for the listed projects as shown on the attached Capital Improvement Project & Project Data forms.
3. Authorize staff to initiate the process to establish Rule 20A Undergrounding Districts for Mission Rd from the UP Railroad to Del Mar and Mission Rd from Ramona to Santa Anita (west city limits).

City Engineer Mattern presented the Council with the staff report.

Vice Mayor Costanzo requested a follow-up communication from Engineering to residents regarding the need of future street improvements to already improved streets rather than unimproved streets.

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

- | | | |
|----|--|---|
| A. | MINUTES OF REGULAR COUNCIL MEETING OF FEBRUARY 3, 2009 | Consent Calendar |
| | The minutes are a record of the official actions taken at the last Council meeting. | |
| | <u>Recommended Action:</u> Approval | |
| B. | MATERIAL DEMANDS: 77645 – 77870 INCLUSIVE \$1,378,838.69 | Minutes Approved |
| | This is the presentation of the “Register of Demands and Warrants” for the payment of City expenditures. | |
| | <u>Recommended Action:</u> Approval | |
| C. | SAN GABRIEL BLVD. STREET REHABILITATION
NOTICE OF COMPLETION – CASH CONTRACT 2008-05 | Material Demands Approved |
| | Gentry Brothers, Inc. was awarded \$768,788.14 for the street rehabilitation on San Gabriel Boulevard. Prop C and RDA Project monies funded the project in the total amount of \$2,000,000.00. The final total project cost including design, surveying, construction administration and material testing was \$1,028,773.88. The work has been completed in compliance with the contract documents. | San Gabriel Blvd. Street Rehabilitation Notice of Completion - Cash Contract 2008-05 Approved |
| | <u>Recommended Action:</u> That the City Council | |
| | 1. Accept the work performed by Gentry Brothers, Inc. | |
| | 2. Authorize the issuance of the Notice of Completion in accordance with the contract documents. | |

D. RESOLUTION NO. 09-01 INTENT TO VACATE PORTIONS OF SOUTH MISSION DR.; PLANNING CASE NO. PL-07-143; 257-261 S. MISSION DRIVE
APPLICANT: TSCP INVESTMENT LLC

Resolution No. 09-01 Intent to vacate portions of South Mission Dr.: Planning Case No. PL-07-143; 257-261 S. Mission Drive
Applicant: TSCP Investment LLC Approved

A street vacation of portions of South Mission Drive, between Carmelita Drive and the alley, is being considered by Council in order to construct subterranean parking and to build archways of the buildings into the right-of-way. Adopting Resolution No. 09-01 will only set a public hearing on the proposed street vacation for April 7, 2009.

Recommended Action: That the City Council approve Resolution 09-01.

Councilmember Gutierrez moved to approve the consent calendar as presented; seconded by Vice Mayor Costanzo 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.

RECESS COUNCIL MEETING AND RECONVENE AGENCY MEETING

Recess Council meeting and reconvene Agency meeting

Vice Mayor Costanzo moved to recess and reconvene as indicated above. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency Meeting

A. APPROVAL OF MINUTES OF FEBRUARY 3, 2009

Minutes Approved

Vice Chair Costanzo moved to approve the subject minutes; seconded by Agencymember Huang. There being no objections, it was so ordered.

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 agency meeting

Agencymember Gutierrez moved to adjourn agency meeting. There being no objections, it was so ordered.

RECONVENE COUNCIL MEETING

Reconvene Council meeting

RECESS COUNCIL MEETING TO CLOSED SESSION

Recess Council meeting to closed session

At 8:32 p.m., the City Council recessed to closed session for the following purpose:

A. CLOSED SESSION
CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Closed session
Conference with legal counsel
Existing litigation

The City Council will meet in a closed session, pursuant to Government Code §54956.9 (a), to discuss Mawson v. Sam, City of San Gabriel et al., Case No. GC 039817, Los Angeles Superior Court, for the following purpose: conference with legal counsel – existing litigation

Deputy City Attorney Peter Wallin reported that this session was taken off calendar and was to be rescheduled.

B. CLOSED SESSION

Closed Session with City's labor negotiators

The City Council will meet in Closed Session with the City's labor negotiators, pursuant to Government Code §54957.6.

City negotiator: City Manager, Police Chief, Fire Chief, Deputy City Attorney
Employee organizations: All recognized City labor organizations

At 9:00 p.m., Deputy City Attorney Wallin stated no reportable action had been taken.

ADJOURN COUNCIL MEETING

Adjourn Council Meeting

At 9:00 p.m., the meeting was adjourned

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Nina Castruita, Agency Secretary

Nina Castruita, Deputy City Clerk

Harry L. Baldwin, Chair

Harry L. Baldwin, Mayor