

# SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

## MINUTES OF JULY 3, 2007

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on July 3, 2007 at 7:30 p.m. with Vice Mayor/Vice Chair Baldwin, Council/Agencymember Costanzo, Council/Agencymember Huang, Council/Agencymember Gutierrez, Mayor/Chair Sawkins, City Attorney/General Counsel Kress, City Manager/Executive Director Paules and Acting City Clerk/Secretary Aguilar present.

Pledge of Allegiance

RECESS AGENCY MEETING

Recess Agency Meeting

At 7:32 p.m. Councilmember Gutierrez moved to recess; seconded by Councilmember Costanzo. There being no objections, it was so ordered.

PRESENTATION: ADMINISTRATION OF OATH TO POLICE OFFICER RICKIMARU "RIKI" NAKAMURA

Oath

REVISED VINCENT LUGO PARK MASTER PLAN

Revised Vincent Lugo Park Master Plan Approved

The City Council previously approved the Vincent Lugo Park Master Plan in November 2005. The revised plan preserves the La Laguna de San Gabriel (aka Dinosaur or Monster Park) and provides for an athletic field.

The staff report was presented.

Luis Rivera, 715 North San Gabriel Boulevard, spoke in support of including the athletic field in Phase I of the project.

Councilmember Gutierrez moved to:

- A. Approve the revised Vincent Lugo Park Master Plan as presented.
- B. Approve the Amendment to the First Amended Professional Services Agreement between the City of San Gabriel and the landscape architectural firm Lawrence R. Moss and Associates, Inc. for the implementation of the revised Vincent Lugo Park master plan.
- C. Authorize the removal of trees necessary for the construction of the athletic field and event open space, with the condition that replacement trees shall be planted within the park.
- D. Approve the Revised Draft Mitigated Negative Declaration of Environmental Impact for the Vincent Lugo Park Master Plan finding that there would be no significant environmental impacts in this case because revisions in the project have been made by or agreed to by the project proponent.

The motion was seconded by Councilmember Costanzo 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

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

RECLASSIFICATION OF ECONOMIC DEVELOPMENT SPECIALIST TO  
ECONOMIC DEVELOPMENT MANAGER (CONTINUED FROM APRIL 17, 2007)

Economic Development  
Manager  
Approved

Staff has been considering methods to increase the effectiveness of the City's economic development staff. A report has been prepared and is being presented for Council consideration.

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

After discussion, Vice Mayor Baldwin moved to:

- (1) Delete the classification *Economic Development Specialist* from the classification schedule.
- (2) Adopted a new position in the classification schedule, *Economic Development Manager*, as attached in Exhibit "A".
- (3) Set the salary point for Step "E" of the Economic Development Manager classification at \$7,488/month.
- (4) Authorize the staff to proceed with a recruitment effort.

The motion was seconded by Councilmember Huang and passed by a vote on the board of five yes.

BUILDING DIVISION OPERATIONAL REVIEW (CONTINUED FROM APRIL 17,  
2007)

Building Division Operation  
Review  
Approved

Staff has conducted an in-depth review of the Building Division operations. A report has been prepared and is being presented for Council consideration.

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

After discussion, Councilmember Costanzo moved to:

- (1) Approve the findings of the staff report.
- (2) Authorize the Building Division to proceed with development of the class specification for a full-time Plan Check Engineer.
- (3) Authorize staff to begin negotiations with RKA Civil Engineers of Walnut, California on a proposed contract (RFP 06-02) that would take effect following approval of the budget and contract by the Council.

ADMINISTRATIVE CITATION PROGRAM

Administrative Citation Program

A. ORDINANCE 569-C.S. – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, CALIFORNIA, ADDING CHAPTER 11 OF THE SAN GABRIEL MUNICIPAL CODE AS IT PERTAINS TO AN ADMINISTRATIVE CITATION PROGRAM

Ordinance 569-C.S.  
Adopted

B. RESOLUTION 07-18 – A RESOLUTION OF THE CITY COUNCIL OF SAN GABRIEL, CALIFORNIA, ADOPTING CIVIL FINES FOR THE ADMINISTRATIVE CITATION PROGRAM

Resolution 07-18  
Fines Adopted

In accordance with provisions of the California Government Code, being presented for Council consideration is an Administrative Citation Program. The proposed program provides an alternative enforcement method for violators of the San Gabriel Municipal Code.

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

After discussion, Councilmember Huang moved to:

- A. Waive reading in full and Introduce Ordinance 569-C.S as indicated above on first reading.
- B. Adopt Resolution 07-18 as indicated above.
- C. Direct staff to issue an RFQ/RFP soliciting proposals for management of the administrative citation procedure.

CASH CONTRACT 06-06 - GLADYS AVENUE AND CENTRAL AVENUE STREET IMPROVEMENTS – CDBG PROJECT 600776-05

Cash Contract 06-06  
Gladys & Central Avenues  
Street Improvements  
Contract Awarded

Plans and specifications for the subject project were developed and duly advertised. Staff has reviewed the bids and prepared a report that is being presented for Council consideration.

The staff report was given after which Councilmember Gutierrez moved to:

- A. Approve the plans and specifications.
- B. Award Cash Contract 06-06 to E.C. Construction in the amount of \$110,932.67 in accordance with its bid.
- C. Authorize the execution of the contract documents.

The motion was seconded by Councilmember Huang and passed by a vote on the board of five yes.

CASH CONTRACT 06-07 – ALLEGRO SQUARE STREET IMPROVEMENTS CDBG PROJECT 600876-06

Cash Contract 06-07  
Allegro Square Street  
Improvements  
Contract Awarded

Plans and specifications for the subject project were developed and duly advertised. Staff has reviewed the bids and prepared a report that is being presented for Council consideration.

The staff report was given after which Vice Mayor Baldwin moved to:

- A. Approve the plans and specifications.
- B. Award Cash Contract 06-07 to Sully-Miller Contracting Co. in the amount of \$66,654.65 in accordance with its bid.
- C. Authorize the execution of the contract documents.

The motion was seconded by Councilmember Huang and passed by a vote on the board of five yes.

ORDINANCE 572-C.S. – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL CLARIFYING REFERENCES TO THE FEDERAL EXCISE TAX IN THE SAN GABRIEL MUNICIPAL CODE

Ordinance 572-C.S.  
UTT/Excise Tax Clarification  
First Reading

Currently, the City makes reference to the Federal Excise Tax (FET) in the Utility Users Tax portion of the San Gabriel Municipal Code (SGMC). Recent administrative actions by the IRS require the City to clarify the references to the FET in the SGMC. This will not result in the collection of additional tax revenues nor will it expand the base upon which the tax is levied.

The staff report was given after which Councilmember Costanzo moved to waive reading in full and introduce Ordinance 572-C.S. on first reading; seconded by Councilmember Huang. The motion 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
A.	<p>MINUTES OF REGULAR COUNCIL MEETING OF JUNE 19, 2007</p> <p>The minutes are a record of the official actions taken at the last Council meeting.</p> <p><u>Recommended Action:</u> Approval</p>	Minutes Approved
B.	<p>MATERIAL DEMANDS: 70176 – 70422 INCLUSIVE \$1,270,580.11</p> <p>This is the presentation of the “Register of Demands and Warrants” for the payment of City expenditures.</p> <p><u>Recommended Action:</u> Approval</p>	Material Demands Approved
C.	<p>EXTENSION OF EXCLUSIVE NEGOTIATING AGREEMENT 07-01 TSCP INVESTMENT, LLC – 261 Mission Drive</p> <p>The current Exclusive Negotiating Agreement (ENA) expires July 17, 2007. The development team has requested an extension.</p> <p><u>Recommended Action:</u> That the City Council extend the Exclusive Negotiating Agreement No. 07-01, with TSCP Investment, LLC, to six months (to January 15, 2008) so that the developer and City can address these issues. And also, for the City Council to authorize the City Manager or designee to execute the extension letter attached to the staff report.</p>	TSCP, LLC 261 Mission Drive ENA Extended to 01/15/08
D.	<p>2007-09 SALARY AND BENEFIT ADJUSTMENTS</p> <p>City and employee association representatives have been meeting for a number of months concerning changes in wages, hours and working conditions to be effective July 1, 2007. These discussions have resulted in two-year agreements. The City Council is asked to ratify the labor agreements, and approve salary and benefit changes for City employees effective for the 2007-09 fiscal year and approve a modification to the Executive Management Incentive Pay benefit and a City Council’s salary increase in compliance with Government Code provisions.</p> <p><u>Recommended Action:</u> It is recommended that the City Council:</p> <ol style="list-style-type: none"><li>1. Ratify the labor agreements which have been reached with City employee associations (Exhibits 1-4);</li><li>2. Approve compensation changes for full-time employees not represented by an employee association and new monthly salary schedules effective July 7, 2007 and July 5, 2008 respectively (Exhibit 5);</li><li>3. Approve the revised Executive Management Incentive Pay benefit and Seventh Amendment to the City Manager’s Employment Agreement, and approve an increase in the City Council’s salary (Exhibit 6);</li><li>4. Direct staff to update the City’s salary and benefits policies and the City budget to reflect these actions.</li></ol>	2007-09 Salary & Benefit Adjustment Approved

Claim Denied

E. CLAIMS: (1) LINDA GRAVES

The City has received a Claim for Damages that requires formal Council action.

Recommended Action: That the City Council deny the claim and refer it to the claims adjuster.

Vice Mayor Baldwin moved to approve the consent calendar as presented; seconded by Councilmember Costanzo. 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 VICTOR RAMIREZ AND RECONVENE AGENCY MEETING

Adjourn Agency Meeting & Reconvene Council Meeting

At 9:05 p.m. Council/Agencymember Gutierrez moved to adjourn and reconvene as indicated above; seconded by Vice Mayor/Vice Chair Baldwin. There being no objection, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency Meeting

A. APPROVAL OF MINUTES OF JUNE 19, 2007

Minutes Approved

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

B. PUBLIC COMMENT

Public Comment

There was no one who wished to address the Agency Board.

C. ADJOURN AGENCY MEETING

Adjourn Agency Meeting

At 9:07 p.m. Agencymember Huang moved to adjourn; seconded by Agencymember Costanzo. There being no objection, it was so ordered.

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

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Cynthia A. Trujillo, Secretary

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

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Kevin B. Sawkins, Chair

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Kevin B. Sawkins, Mayor