

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY MINUTES OF SEPTEMBER 21, 2010

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on September 21, 2010 at 7:30 p.m. with Vice Mayor/Vice Chair Gutierrez, Council/Agencymembers Costanzo, De La Torre, Sawkins, City Manager/Executive Director Preston, City Attorney/General Counsel Kress, and Deputy City Clerk/Agency Secretary Castruita present. Mayor/Chair Huang absent.

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| <p>PLEDGE OF ALLEGIANCE</p> | <p>Pledge of Allegiance</p> |
| <p>ATTENDANCE</p> <p>Councilmember Costanzo moved to excuse Mayor Huang as absent; seconded by Councilmember Sawkins. There being no objections, it was so ordered.</p> | <p>Mayor/Chair Huang Absent</p> |
| <p>RECESS AGENCY MEETING</p> <p>Agencymember Costanzo moved to recess; seconded by Agencymember De La Torre. There being no objections, it was so ordered.</p> | <p>Recess Agency Meeting</p> |
| <p>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</p> <p>Lawrence Lue, representing Chinatown Service Center, invited the Council to visit the center which services the San Gabriel Valley.</p> | <p>Public Comment</p> |
| <p>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</p> | <p>Consent Calendar</p> |
| <p>A. MINUTES OF REGULAR COUNCIL MEETING OF SEPTEMBER 7, 2010</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> | <p>Minutes approved</p> |
| <p>B. MATERIAL DEMANDS: 84672-84818 INCLUSIVE \$1,244,766.23</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> | <p>Material Demands approved</p> |
| <p>C. INVESTMENT REPORT</p> <p>Investment Report for the Month of December 2009</p> <p><u>Recommended Action:</u> That the City Council receive and file report.</p> | <p>Investment Report approved</p> |
| <p>D. REQUEST SUBMITTED BY THE LOS ANGELES THEATRE ORGAN SOCIETY (LATOS) FOR PERMISSION TO SERVE ALCOHOL AT THE SAN GABRIEL MISSION PLAYHOUSE FOR A PRE-CONCERT RECEPTION AT THEIR OKTOBERFEST EVENT ON OCTOBER 3, 2010</p> | <p>Alcohol request approved</p> |

San Gabriel Municipal Code Section 99.03(g) requires Council approval to serve alcoholic beverage, other than wine and champagne, for events held at the Grapevine Park, Mission Playhouse, and Adult Center.

Recommended Action: Approval subject to the condition that all requirements of the Alcoholic Beverage Control Board are met.

Councilmember De La Torre moved to approve the consent calendar as presented; seconded by Councilmember Costanzo and passed by a vote on the board of four / zero with Mayor Huang absent.

RECONVENE AGENCY MEETING (JOINT CITY COUNCIL & REDEVELOPMENT AGENCY MEETING)

Reconvene Agency meeting
(Joint City Council &
Redevelopment Agency
meeting)

Council/Agencymember Costanzo moved to reconvene agency meeting; seconded by Council/Agencymember De La Torre. There being no objections, it was so ordered.

A. VISUAL IDENTITY LOGO DISCUSSION

Visual Identity Logo
Discussion: Original City logo
(Mission) and tagline (City with
a Mission) and wayfinding
program approved.

A City Council request was made for a discussion for reconsideration of the City logo.

Recommended Action: That the City Council and Redevelopment Agency receive and consider public comment, and provide appropriate direction to staff.

Vice Mayor/Vice Chair Gutierrez introduced the item and read a prepared statement for the record with instruction on how the item was to be handled for discussion.

City Manager/Executive Director Preston presented a recap of the process and history of this item.

Speakers against changing the logo:

Anthony Garcia, resident
Aviance Contreras, resident
Nadine and Ernest Salas, representing the Gabrielino Band of Mission Indians
Mary Garcia, resident
Patrick Carey, resident
Rebecca Sanchez, resident
Luis Huante, resident
Maureen and Greg Mathlich, residents
Gary Grady, resident
John San Marco, resident
Julio Bermejo, resident
Andy Szpikowski, resident
Chris Nano, resident
Paul Tripodi, resident
Charles Salazar, resident
Lucy Pedregon
Christopher Cangialosi

Other Speakers:

Winnie Kho, concerned with racial tensions in the community and would like to see harmony between different ethnic groups.

Council clarification and discussion:

City Manager/Executive Director Preston answered questions brought up by speakers during the public comment.

Council/Agencymember Sawkins moved to readdress the city logo for architectural issues including the right side buttress and other architectural elements; motion died due to a lack of a second on the motion.

Motion died due to lack of a second

Council/Agencymember Costanzo moved to return to the original logo (Mission) and retain the original tagline (City with a Mission) and retain the wayfinding program; seconded by Vice Mayor/Vice Chair Gutierrez and tied by a vote on the board of two yes votes by Council/Agencymember Costanzo and Vice Mayor/Vice Chair Gutierrez and two no votes by Council/Agencymembers Sawkins and De La Torre. No action was taken due to a split vote. Mayor Huang absent.

Motion failed 2-2

Council/Agency discussed the item.

Council/Agencymember Costanzo moved to keep the existing logo (Mission) and the tagline (City with a Mission) and keep the wayfinding program; seconded by Vice Mayor/Vice Chair Gutierrez and passed by a vote on the board of four / zero with Mayor Huang absent.

Motion approved 4-0

RECESS AGENCY MEETING

Recess Agency Meeting

Agencymember Costanzo moved to recess agency; seconded by Agencymember De La Torre. There being no objections, it was so ordered.

PUBLIC HEARING: PROPOSED REVISIONS TO THE CITY OF SAN GABRIEL'S DESIGN GUIDELINES

Public Hearing: Proposed revisions to the City of San Gabriel's Design Guidelines approved.

The San Gabriel Municipal Code (Section 153.046, Architecture) prohibits metal roofs in residential districts. In the fall of 2009, a resident requested relief from this procedure. As a result, the City's design guidelines were updated to add provisions dealing with the use of sustainable building materials and other sustainability issues. A new resource is available at City Hall in the form of a technical appendix which includes information about sustainable building materials and their proper installation.

Recommended Action: That the City Council adopt Resolution 10-30 approving the amendments to the Single Family Residential, Multi-Family Residential, and Commercial/Mixed Use/Institutional Design Guidelines and endorse the use of an Appendix with technical specifications for alternative building materials.

Planning Manager Barrett presented the staff report.

There was no Council discussion.

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

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

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

Councilmember Sawkins moved to approved the recommended action; seconded by Councilmember Costanzo and passed by a vote on the board of four / zero with Mayor Huang absent.

MAYOR'S APPOINTMENT OF A CIVIL SERVICE COMMISSIONER

The Mayor is responsible for appointing persons to serve on the various City commissions. At this time it is necessary to re-appoint a Civil Service Commissioner.

Mayor Huang wishes to re-appoint Steven Lamy to serve a two-year term on the Civil Service Commission commencing September 30, 2012.

Recommended Action: That the City Council approve the Mayor's appointment.

Deputy City Clerk Castruita presented the staff report.

Councilmember Sawkins moved to re-appoint Steven Lamy to serve a two-year term on the Civil Service Commission commencing on September 30, 2010 and expiring on September 29, 2012; seconded by Councilmember De La Torre. There being no objections, it was so ordered.

REQUEST FOR CITY COUNCIL APPROVAL OF COMMITTEE EFFORTS TO SUBMIT A FLOAT ENTRY IN THE 2013 TOURNAMENT OF ROSES PARADE

The City of San Gabriel has a long history of float entries in the Tournament of Roses Parade. After an extended hiatus from participation, a committee was formed to re-establish City participation by entering a float in the 2013 parade. The goal of the float is to celebrate San Gabriel's rich and diverse history and its Centennial in an inclusive manner that will allow all residents and community members to become involved in the process.

Recommended Action: That the City Council approve and ratify the Centennial Committee's decision to enter a float in the 2013 Tournament of Roses Parade, and agree to allocate staff time to chair or co-chair the float committee.

Councilmember Sawkins presented the report of the Centennial Steering Committee.

Councilmember Costanzo moved to approve the recommended action; seconded by Vice Mayor Gutierrez and passed by a vote on the board of four / zero with Mayor Huang absent.

RESOLUTION OF OPPOSITION TO PROPOSITION 19: THE INITIATIVE TO LEGALIZE MARIJUANA IN CALIFORNIA

Vice Mayor Gutierrez has requested that the Council consider a resolution opposing Proposition 19: The Initiative to Legalize Marijuana in California.

Recommended Action: That the City Council consider and approve Resolution 10-35.

Police Chief Lawton presented the staff report.

Councilmember Sawkins moved to approve the recommended action; seconded by Councilmember De La Torre. There being no objections, it was so ordered.

Mayor Huang's re-appointment of Steven Lamy Civil Service Commissioner approved.

Request for float entry in 2013 Roses Parade approved.

Resolution 10-35 oppose legalization of marijuana in California approved.

549 TWIN PALMS DR. (MILLS ACT AGREEMENT)
PLANNING CASE NO. PL-10-040; APPLICANT
LINDA MORAVEC VARGA, PROPERTY OWNER

549 Twin Palms Dr. (Mills Act Agreement) PL-10-040
Property Owner Linda
Moravec Varga approved.

In 2001, the City Council approved Resolution 01-31, establishing a procedure for historical property contracts. The Mills Act program is an incentive for homeowners with potentially historical significant homes. The program encourages preservation of our community heritage and provides a method of reducing property taxes in exchange for the continued preservation of the property. Mrs. Varga has requested that her property at 549 Twin Palm be approved for participation in this program.

Recommended Action: That the City Council:

- A. Determine that the subject property is a qualified historical property;
- B. Approve Resolution No. 10-27, authorizing the City to execute a Mills Act Agreement between the City and the property owners of 549 Twin Palms Dr., Planning Case No. PL-10-040; and
- C. Record said designation on the City's register of historical properties.

Planning Manager Barrett presented the staff report.

Councilmember Costanzo moved to approve the recommended action; seconded by Councilmember Sawkins. There being no objections, it was so ordered.

CITY MANAGER ITEMS

City Manager Items

There were no City Manager items at this time.

COUNCIL COMMENTS AND CONFERENCE/MEETING REPORTS

Council comments and conference/meeting reports

Each Council Member may address the 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.

RECONVENE AGENCY MEETING AND ADJOURN COUNCIL MEETING

Reconvene Agency meeting and adjourn Council meeting

Councilmember Sawkins moved to reconvene agency meeting and adjourn Council meeting in the memory of Tomio Kawamura, Evie Nichols, and Tommy Putnam; seconded by Vice Mayor Gutierrez. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency meeting

A. APPROVAL OF MINUTES OF SEPTEMBER 7, 2010

Minutes approved

Agencymember Costanzo moved to approve the subject minutes; seconded by Agencymember De La Torre. The motion passed by a vote on the board of four / zero with Mayor Huang absent.

B. PUBLIC COMMENT: PURSUANT TO GOVERNMENT CODE SECTION 54954.3, THIS IS THE TIME PROVIDED FOR MEMBERS OF THE PUBLIC TO ADDRESS THE AGENCY BOARD ON ITEMS OF INTEREST THAT ARE NOT ON THE AGENDA WITHIN THE SUBJECT MATTER JURISDICTION OF THE SAN GABRIEL AGENCY BOARD

Public Comment

Citizens wishing to address the Agency Board on any matter not on the Agenda, which is in the subject matter jurisdiction of the San Gabriel Agency Board, may do so at this time. Please state your NAME and ADDRESS CLEARLY for the record.

Please note that while the Agency Board values your comments, pursuant to the Brown Act, the Agency Board cannot take any action until such time as the matter may appear as an item on a forthcoming agenda.

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

C. RECESS AGENCY MEETING TO CLOSED SESSION

Recess Agency meeting to closed session

At 10:30 p.m., Agencymember Sawkins moved to recess agency to closed session; seconded by Agencymember De La Torre. There being no objections, it was so ordered.

1. CLOSED SESSION

Closed Session

CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

PROPERTY: 402-404 S. San Gabriel Boulevard; 405 S. Gladys Avenue

Agency Negotiators: Kathe Head, Principal, KMA;
Steve Preston, Executive Director;
Jennifer Davis, Deputy Executive Director;
Peter Wallin, Agency Counsel;
Tom Marston, Finance Director;
Robin Scherr, Acting Economic Development Manager

Negotiating Parties: San Gabriel Redevelopment Agency and CEET Investments Corporation

Under Negotiation: Price and terms of payment

Agency Counsel Wallin responded with no reportable action.

D. ADJOURN AGENCY MEETING

Adjourn Agency meeting

Agency meeting was adjourned at 11:45 p.m.

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Nina Castruita, Agency Secretary

Nina Castruita, Deputy City Clerk

David R. Gutierrez, Vice Chair

David R. Gutierrez, Vice Mayor