

NOTE: CITY HALL IS HANDICAPPED ACCESSIBLE. AUDIO DEVICES FOR THE HEARING IMPAIRED ARE AVAILABLE FROM THE CITY CLERK DURING EACH MEETING

Speaker's Request Cards are provided on the table in the lobby of the Council Chamber. If you wish to address the Council during the meeting, please complete a speaker's card and hand it to the City Clerk before the start of the meeting.

**SAN GABRIEL CITY COUNCIL REGULAR MEETING
and
REDEVELOPMENT AGENCY REGULAR MEETING
held in the
COUNCIL CHAMBER
at
CITY HALL
425 SOUTH MISSION DRIVE
SAN GABRIEL, CALIFORNIA
on
TUESDAY, OCTOBER 5, 2010
at
7:30 P.M.**

AGENDA

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ATTENDANCE: COSTANZO, DE LA TORRE, GUTIERREZ, HUANG, SAWKINS**
4. **RECESS AGENCY MEETING**
5. **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**

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

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

6. CONSENT CALENDAR: ALL ITEMS LISTED UNDER THE CONSENT CALENDAR ARE CONSIDERED ROUTINE AND WILL BE ENACTED BY ONE MOTION UNLESS A MEMBER OF THE CITY COUNCIL OR AUDIENCE REQUESTS SEPARATE DISCUSSION

A. MINUTES OF REGULAR COUNCIL MEETING OF SEPTEMBER 21, 2010

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

Recommended Action: Approval

B. MATERIAL DEMANDS

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

Recommended Action: Approval

C. DUI ENFORCEMENT AND AWARENESS PROGRAM GRANT

The Police Department has received approval for a grant from the Office of Traffic Safety (OTS) to participate in a DUI Enforcement and Awareness Program for Fiscal Year 2010. The goal of the OTS is to reduce the number of persons killed or injured in alcohol related crashes through grant funding for local law enforcement agencies on an overtime basis. The grant would reimburse the City for personnel overtime costs incurred to participate in this campaign in the sum of \$114,169.00.

Recommended Action: That the City Council:

1. Approve the program contained in the staff report.
2. Increase the Estimated Revenue Budget (Account #147-3229) by \$114,169.00 to reflect an increase in the 2010 DUI Enforcement and Awareness Program.
3. Increase the Police Department's Expenditure Budget by \$114,169.00 (Account #147-751-00), to be used for the purposes outlined in the Grant.

D. 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

The San Gabriel Police Department (SGPD) seeks City Council authorization to use grant funding from the 2009 Edward Byrne Memorial Justice Assistance Grant (JAG) Program to purchase new in-car mobile monitor/computers and station radio repeaters. The JAG award is in the amount of \$88,646.71.

Recommended Action: That the City Council waive compliance with the formal purchasing procedures and authorize the Chief of Police to use allotted funds from the 2009 Edward Byrne Memorial Justice Assistance Grant award totaling \$88,646.71 to purchase seven in-car mobile monitor/computers and two Motorola repeaters. The 2009 Edward Byrne Memorial Justice Assistance Grant was budgeted in the 2009-2010 Budget, account #122-751-57-99-233. Cost for labor and installation of \$8,566.43 to be funded by account #122-751-15-99-872.

E. 2007 SUBRECIPIENT STATE HOMELAND SECURITY GRANT PROGRAM (SHSGP)

The San Gabriel Police Department (SGPD) seeks City Council authorization to use grant funding from the 2007 State Homeland Security Grant Program (SHSGP) to purchase mandated police radio upgrades. The SHSGP award is in the amount of \$9,125.00

Recommended Action: That the City Council:

1. Authorize the Chief of Police to use allotted funds from the 2007 Subrecipient State Homeland Security Grant Program award totaling \$9,125.00 to pay for the "Narrowbanding" of 73 radios (47 handheld and 26 vehicle).
2. Increase the Estimated Revenue Budget (Account #186-3215) by \$9,125.00.
3. Increase the Police Department Expenditure Budget by \$9,125.00 (Account #122-751-57-99-380).

F. 2008 AND 2009 HOMELAND SECURITY GRANT PROGRAM

In June 2010, the Los Angeles County Board of Supervisors accepted the 2009 State Homeland Security Grant Program (SHSGP) for local agencies. This year the County is requiring a formal Subrecipient Agreement between the City of San Gabriel and the County which outlines the requirements of the grant and provides the guidelines for SHSGP reimbursement of eligible expenses.

The 2009 SHSGP Grant has approved the following for the City of San Gabriel:

- Terrorism Liaison Training for existing and new Terrorism Liaison Officers (TLO) \$24,803
- Planning and coordination for CBRNE response team training – 28,399
- Increase the 2008 SHSGP grant for TLO training - \$6,750
- Total new approved SHSGP grant for 2008 and 2009 to San Gabriel is \$59,952

Recommended Action: That the City Council:

1. Approve the program as contained in the staff report.
2. Authorize the Mayor to sign the Subrecipient Agreement between the County of Los Angeles and the City of San Gabriel.
3. Increase the estimated Revenue Budget (Account #186-3215) by \$59,952 to reflect the 2008 and 2009 Homeland Security Grant Program.
4. Increase the Fire Department Budget by \$59,952 (Account #122-761-57-96-380) to purchase new items approved on the 2008 and 2009 Homeland Security Grant Program.

7. PUBLIC HEARING: EXTENSION OF MORATORIUM ON MASSAGE USES AND REPORT

New state legislation (SB 731), standardizing certification of massage therapists, took effect September 1, 2009. Under SB 731, certain of the City's current regulations were preempted, necessitating a rewrite of the City's massage provisions. Before the City could draft a new ordinance, additional state legislation (AB 1822) was introduced that would have reversed many of the changes made by SB 731. AB 1822 went through many revisions until it was substantially "gutted" in late August 2010. Now that it is clear that AB 1822 will not impact local jurisdictions, the City can begin working on an ordinance that will comply with SB 731. However, a new ordinance regulating massage businesses cannot be developed, go through the public hearing process and be effective prior to the expiration of the current moratorium on October 19, 2010.

Recommended Action: After holding the public hearing, that the City Council adopt Ordinance No. 586-C.S. AN URGENCY INTERIM ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, CALIFORNIA EXTENDING ORDINANCE NO 583-C.S. PROHIBITING THE ISSUANCE OF PERMITS AND OTHER ENTITLEMENTS FOR BUSINESSES OFFERING MASSAGE SERVICES

8. NOMINATION TO SERVE AS BOARD MEMBER FOR THE SAN GABRIEL BASIN WATER QUALITY AUTHORITY

The San Gabriel Basin Water Quality Authority (WQA) was established by the State Legislature (SB 1679) on February 11, 1993 to develop, finance and implement ground water treatment programs in the San Gabriel Valley. The WQA is under the direction and leadership of seven member board, one member each from an overlying municipal water district, one from a city with water pumping rights, one from a city without water pumping rights and two members representing water purveyors. Under the WQA's enabling legislation, the term of the board member and alternate representing cities without pumping rights expires on January 1, 2011. An Election to fill this seat is scheduled for December 21, 2010.

Recommended Action: That the City Council consider the matter and make a determination. If the Council wishes to support the subject nomination, adoption of Resolution 10-33 is necessary.

9. RENEWAL OF WMM ASSOCIATES PROFESSIONAL SERVICES AGREEMENT

In July of 2000, the City of San Gabriel entered into a Professional Services Agreement with WMM Associates for a Needs Assessment. This agreement was completed in November of 2001. In January of 2002, the City renewed this Professional Services Agreement with WMM Associates to provide the Schematic study for the Police Facility. This agreement was completed in May of 2010.

Recommended Action: That the City Council authorize the City Manager or designee to execute/renew the Professional Services Agreement with WMM Associates as the architectural firm of choice for the continued design and development of the new Police Facility in the amount not to exceed \$1,735,225.00

10. CITY MANAGER ITEMS

11. 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.

12. ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING

13. REDEVELOPMENT AGENCY MEETING:

A. APPROVAL OF MINUTES OF SEPTEMBER 21, 2010

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

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.

C. ADJOURN AGENCY MEETING

The next regular Council meeting will be held Tuesday, October 19, 2010 at 7:30 p.m. in the Council Chamber at City Hall, 425 South Mission Drive, San Gabriel, California. Immediately following the Council meeting, the Redevelopment Agency will hold their regular meeting. Information regarding matters to be considered at each meeting will be available on Friday, October 15, 2010 by calling the Council Agenda Information Line at (626) 308-2800 and selecting option 5 or on the City's website at www.sangabrielcity.com

NOTICE: The Office of the City Clerk has on file copies of written documentation relating to each item of business on this Agenda available for public inspection. Materials related to an item on this agenda, submitted to the City Council/Redevelopment Agency after distribution of the Agenda packet, are available for public inspection at the meeting or in the City Clerk's office, located at City Hall, 425 South Mission Drive, San Gabriel, California, during regular office hours, Monday through Friday 8:00 a.m. to 5:00 p.m. except for Tuesdays until 6:30 p.m.

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. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's office at 626/308-2816 at least 48 hours before the meeting, if possible.

Should any person have a question concerning any of the above agenda items prior to the meeting, please contact the City Clerk in person or by telephone at (626) 308-2816 during regular office hours.