

**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, NOVEMBER 4, 2008  
at  
7:30 P.M.**

**AGENDA**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ATTENDANCE: BALDWIN, COSTANZO, GUTIERREZ, HUANG, SAWKINS**
4. **RECESS AGENCY MEETING**
5. **PRESENTATIONS:**
  - A. Proclamation: World Town Planning Day
6. **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.

**7. ORDINANCE NO. 580 C.S. AMENDING THE MUNICIPAL CODE REGARDING STATE FRANCHISED VIDEO PROVIDER**

In 2006, the State Legislature passed the Digital Infrastructure and Video Competition Act, which created a process for cable video providers to apply for a State Franchise in lieu of negotiating local franchise agreements to provide video services. While the requirement for providers to remit a franchise fee to local entities remained, only limited areas were left open for local regulation. Ordinance No. 580 CS considers each of these issues and establishes standards by which the City of San Gabriel will apply them to companies that wish to provide video service to households within the community. This Ordinance will also apply to Charter Communications in the near future when they become subject to the State franchise.

Recommended Action: That the City Council read by title, introduce and place on first reading, Ordinance No. 580 CS amending Chapter, 112 of the City of San Gabriel Municipal Code, Cable Television Systems, pertaining to video providers who are granted operational authority through a State franchise permit.

**8. 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 OCTOBER 21, 2008**

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. EMPLOYER “PICK-UP” – IRS REVENUE RULING 2006-43**

The City of San Gabriel contracts with the California Public Employee’s Retirement System (CalPERS). CalPERS allows public agencies to designate required employee contributions as being “picked-up” by the employer and treated as employer contributions for tax purposes.

Recommendation: That the City Council approve Resolution 08-28, which will provide for the continued reporting of employee contributions as being “picked-up” by the employer and treated as employer contributions for tax purposes and thereby provide CalPERS and the IRS conforming documentation by December 31, 2008.

D. ACCEPTANCE OF FINAL PARCEL MAP NO. 63309  
305 WEST BENCAMP STREET PL-05-104

Parcel Map No. 63309 is in compliance with the State Subdivision Map Act and the City's ordinances regarding subdivisions. The development is a 2-unit two (2) story condominium project located in the R-2 zone (Low Density Multiple-Family Residence) and has a General Plan designation of Medium Density Residential. Prior to this development the lot was developed as a single family residence. The Covenants, Conditions and Restrictions (CC&R's), project have been approved as to form by the City Attorney. The Planning Commission approved the project on February 13, 2006.

Recommended Action: That the City Council accept Final Parcel Map No. 63309 and authorize the City Clerk, City Engineer and City Treasurer to sign the map and return the map for filing.

**9. 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.

**10. ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING**

**11. REDEVELOPMENT AGENCY MEETING:**

A. APPROVAL OF MINUTES OF OCTOBER 21, 2008.

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, November 18, 2008 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, November 14, 2008 by calling the Council Agenda Information Line at (626) 308-2800 and selecting option 5 or on the City's website at [www.sgch.org](http://www.sgch.org).

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.