

SAN GABRIEL CITY COUNCIL AND REDEVELOPMENT AGENCY

MINUTES OF NOVEMBER 4, 2008

The regular meetings of the San Gabriel City Council and the San Gabriel Redevelopment Agency convened on November 4, 2008 at 7:31 p.m. with Mayor/Chair Baldwin, Vice Mayor/Vice Chair Costanzo, Council/Agencymembers Gutierrez, Huang, Sawkins, City Manager/Executive Director Paules, City Attorney/General Counsel Kress, and Deputy City Clerk/Agency Secretary Aguilar present.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance

ATTENDANCE

Attendance

RECESS AGENCY MEETING

Recess Agency Meeting

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

PRESENTATIONS

Presentations

City Planner Gallatin accepted a certificate for World Town Planning Day from the City Council.

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

Mayor Hammond of Monrovia presented a plaque to the residents of San Gabriel regarding aid provided to Monrovia in their time of need.

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

Ordinance No. 580 C.S.
Amending the Municipal Code
Regarding State Franchised
Video Provider Approved

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.

City Attorney Kress presented the Council with the staff report.

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

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. MINUTES OF REGULAR COUNCIL MEETING OF OCTOBER 21, 2008

Minutes Approved

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

Recommended Action: Approval

- B. MATERIAL DEMANDS: 76421-76592 INCLUSIVE \$1,249,163.94

Material Demands Approved

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

Employer "Pick-Up" – IRS Revenue Ruling 2006-43 Approved

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

Acceptance of Final Parcel Map No. 63309 305 West Bencamp Street PL-05-104 Approved

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.

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.

ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING

Adjourn Council meeting in
memory of Miranda Rodriguez
and Reconvene Agency
Meeting

Councilmember Gutierrez moved to adjourn the meeting in memory of Miranda Rodriguez and reconvene as indicated above; seconded by Vice Mayor Costanzo. There being no objections, it was so ordered.

REDEVELOPMENT AGENCY MEETING:

Agency Meeting

A. APPROVAL OF MINUTES OF OCTOBER 21, 2008

Minutes Approved

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

Public Comment

B. 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

At 8:00 p.m., Vice Chair Costanzo moved to adjourn; seconded by Agencymember Huang. There being no objections, it was so ordered.

SAN GABRIEL REDEVELOPMENT AGENCY

SAN GABRIEL CITY COUNCIL

Diana Aguilar, Agency Secretary

Diana Aguilar, Deputy City Clerk

Harry L. Baldwin, Chair

Harry L. Baldwin, Mayor