

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.

**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, DECEMBER 19, 2006
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. ADMINISTRATION OF OATH
 - A. CHRISTOPHER FETNER, FIREFIGHTER/PARAMEDIC
 - B. WILLIAM CORTEZ, POLICE OFFICER
6. PUBLIC HEARING: MORATORIUM ON MEDICAL MARIJUANA DISPENSARIES ORDINANCE 565-C.S. – AN URGENCY INTERIM ORDINANCE OF THE CITY OF SAN GABRIEL PROHIBITING THE ISSUANCE OF PERMITS AND SUCH OTHER ENTITLEMENTS FOR MEDICAL MARIJUANA DISPENSARIES

On November 21, 2006, the City Council adopted Urgency Ordinance 564-C.S. imposing a 45-day moratorium on the issuance of permits and other entitlements for medical marijuana dispensaries. Many other jurisdictions have enacted moratoriums to prohibit such uses from commencing prior to the enactment of regulations or a zoning code prohibition. Ordinance 565-C.S. extends the moratorium to November 20, 2007 or until staff completes a study on the matter.

Recommended Action: That the City Council adopt Ordinance 565-C.S. as indicated above.

7. 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.

8. MISSION DISTRICT PARK AND RIDE FACILITY SITE – REQUEST TO ENTER NEGOTIATIONS

The owner of Mission 261 wishes to enter into an agreement with the City for the proposed development of the subject site.

Recommended Action: That the City Council authorize staff to enter negotiations with Harvey P.T. Ng, et al for a potential development proposal on the site of the Mission District Park and Ride Facility and return at the next meeting with a draft exclusive negotiating agreement (ENA) for Council consideration.

9. RESOLUTION 06-41 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, CALIFORNIA, PROVIDING FOR THEIR APPOINTMENT TO THE OFFICES OF THIS CITY THAT WERE TO BE ELECTED ON TUESDAY, MARCH 6, 2007

The regular general municipal election for the City of San Gabriel was scheduled to be held on Tuesday, March 6, 2007 at which time voters would elect two Members of the City Council. At the close of the nomination period, only the two incumbents had filed for office. In accordance with the California Elections Code, Resolution 06-41 has been prepared to appoint Juli Costanzo and Albert Y.M. Huang to serve as Members of the City Council and, further, cancel the March 6, 2007 election. Councilmembers Costanzo and Huang will serve as if elected.

Recommended Action: That the City Council adopt Resolution 06-41.

10. RENEWAL OF LICENSE AGREEMENT WITH SAN GABRIEL VALLEY MUSIC THEATRE

San Gabriel Valley Music Theatre (SGVMT) has submitted a request to renew its License Agreement with the City that expires December 31, 2006.

Recommended Action: That the City Council approve the License Agreement between the City of San Gabriel and San Gabriel Valley Music Theatre, Inc.

11. 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 DECEMBER 5, 2006

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. RESOLUTION 06-40 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ADOPTING THE AMENDED AND RESTATED FLEXIBLE BENEFIT PLAN FOR CITY EMPLOYEES

Staff has reviewed the City's Flexible Benefit Plan (CFBP) and prepared an amendment that will provide a two and one-half month grace period as it applies to the Dependent and Medical Reimbursement programs and, further, update the provisions of the CFBP to be consistent with current City practice and regulations.

Recommended Action: Adoption

D. ORDINANCE 562-C.S. - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN GABRIEL, STATE OF CALIFORNIA, ADOPTING A SPECIFIC PLAN FOR THE VALLEY BOULEVARD AREA (PLANNING CASE 04-132) ZONE CHANGE, AND ZONE TEXT AMENDMENTS

On December 5, 2006, a supplemental public hearing was being held regarding a portion of the proposed Valley Boulevard Specific Plan providing for a change in the land use designation for the properties located at 317 through 425 West Valley Boulevard from multi-family residential to mixed-use commercial. The City Council previously completed public hearings on the remainder of the Valley Boulevard Specific Plan and certified an environmental impact report concerning the plan. After conducting the supplemental public hearing, the Council approved Ordinance No. 562-C.S. on first reading. It is now being presented for adoption on second reading.

Recommended Action: That the City Council adopt Ordinance 562-C.S. on second reading.

12. 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

13. ADJOURN COUNCIL MEETING AND RECONVENE AGENCY MEETING

14. REDEVELOPMENT AGENCY MEETING:

A. APPROVAL OF MINUTES OF DECEMBER 5, 2006

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.

15. ADJOURN AGENCY MEETING

NOTE THAT THE REGULAR MEETING OF JANUARY 2, 2007 WILL NOT BE HELD.

The next regular Council meeting will be held Tuesday, January 16, 2007 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, January 12, 2007 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.

NOTICE: Copies of the staff reports or other written documentation relating to each item of business of the San Gabriel City Council and the San Gabriel Redevelopment Agency listed above are in file in the Office of the City Clerk located at City Hall, 425 South Mission Drive, San Gabriel, California, and are available for inspection 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.