

CITY OF SAN MARINO
CITY COUNCIL AGENDA

Dennis Kneier, Mayor

Allan Yung, MD, Vice Mayor

Eugene Sun, Council Member

Richard Sun, DDS, Council Member

Richard Ward, Council Member

Matthew Ballantyne, City Manager



www.cityofsanmarino.org

(626) 300-0700 Phone

(626) 300-0709 Fax

City Hall Council Chamber

2200 Huntington Drive

San Marino, CA 91108

WEDNESDAY, JULY 14, 2010
CITY HALL
COUNCIL CHAMBERS
2200 HUNTINGTON DRIVE, SAN MARINO, CA

REGULAR MEETING AT 6:00 P.M.
PUBLIC HEARING AT 7:30 PM

The City of San Marino appreciates your attendance. Citizens' interest provides the Council with valuable information regarding issues of the community.

Meetings are held on the 2nd Wednesday of every month.

In compliance with the American Disabilities Act, any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the City Clerk's Office at (626) 300-0705 at least 48 hours prior to the meeting.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL: Councilman Eugene Sun, Councilman Richard Sun, Councilman Ward, Vice Mayor Yung, and Mayor Kneier

POSTING OF AGENDA

The agenda is posted 72 hours prior to each meeting at the following locations: City Hall, 2200 Huntington Drive and the Crowell Public Library, 1890 Huntington Drive. As a public service, the agenda is also posted on San Marino Cable T.V. Channel 19, and on the City's Website: <http://www.cityofsanmarino.org>

ADDRESSING THE CITY COUNCIL

If you wish to address the City Council, please write your name and address for the record on the Speaker's Form located at the Council Chamber entrance and give it to the

City Clerk. When you address the Council, you are asked to please raise your hand and wait to be recognized by the Mayor. When you are recognized, please stand and give your name and address before beginning your statement. Thank you for your cooperation during this Council meeting.

MOTION TO WAIVE FURTHER READINGS

This action permits the City Council to act on ordinances and resolutions without having to read the entire text of the ordinance or resolution. The title of an ordinance on First Reading must be read in its entirety. An ordinance on Second Reading does not require having the title read. However, the City Council may request that an ordinance or resolution be read in its entirety before taking any action.

PRESENTATIONS

1. **PRESENTATION OF PROCLAMATION RECOGNIZING JULY AS PARKS & RECREATION MONTH**
2. **PRESENTATION OF CERTIFICATES OF APPRECIATION TO THE 4TH OF JULY PARTICIPANTS**

APPOINTMENTS

3. **APPOINTMENTS TO RECREATION COMMISSION**

Recommendation: “A motion to (1) appoint one new commissioner; and (2) reappoint two commissioners to serve a second term on the Recreation Commission for terms ending June 30, 2014.”

4. **APPOINTMENTS TO THE PLANNING COMMISSION**

Recommendation: “A motion to (1) appoint one new commissioner; and (2) reappoint one commissioner to serve on the Planning Commission for a term commencing July 1, 2010 and ending June 30, 2014.”

PUBLIC COMMENTS

The public may at this time speak regarding any city-related issue. Any person desiring to speak should complete a Speaker’s Form located at the Council Chamber entrance and hand it to the City Clerk. Depending on the number of individuals wishing to address the City Council, the Mayor reserves the right to place limits on duration of comments.

STUDY SESSION

5. A PRESENTATION BY RON GARCIA ON THE STATE OF SOUTHERN CALIFORNIA EDISON

Recommendation: “A motion to receive and file the report.”

6. COMMUNITY CALENDAR UPDATE

Recommendation: “A motion to receive and file the report.”

7. CONSIDERATION OF RETAIL RECRUITMENT – RESTAURANT USES

Recommendation: “It is recommended the Council consider potential code amendments to recruit a restaurant. In addition, staff recommends the appointment of two (2) Council Members to work with staff on these matters and serve as ambassadors to assist in recruiting potential businesses.”

CONSENT CALENDAR

The Mayor will request members of the City Council and the public to indicate if there are any items on the Consent Calendar that should be discussed individually. These items will be pulled from the Consent Calendar and acted on separately.

8. CONSIDERATION OF APPROVAL OF MINUTES

Recommendation: “A motion to approve the Minutes of the Adjourned Regular Meeting of May 28, 2010, and the Regular Meeting of March 10, 2010.”

9. AWARD OF BID -- HUNTINGTON DRIVE STREET REHABILITATION AND IRRIGATION SYSTEM PROJECT FROM SAN MARINO AVENUE TO SAN GABRIEL BOULEVARD PROJECT NO. ESPL 5218 (007)

Recommendation: “A motion to award the bid for the Huntington Drive Street Rehabilitation and Irrigation System – Project No. 5218 (007) in the amount of \$629,770 to Gentry Brothers, Inc. of Irwindale, California.”

10. REQUEST FOR RED CURB ON OAK STREET EAST OF AVONREA ROAD

Recommendation: “A motion to authorize the painting of red curb on the north side of Oak Street just east of Avonrea Road.”

11. AMENDMENT TO THE FACILITIES USE AGREEMENT (INCLUDING STONEMAN SCHOOL) WITH THE SAN MARINO UNIFIED SCHOOL DISTRICT)

Recommendation: “A motion to authorize the City Manager to execute Amendment No. 4 to extend the Facilities Use Agreement with the San Marino Unified School District through January 28, 2011.”

12. RECEIVE COST FOR CalPERS TWO YEARS ADDITIONAL SERVICE CREDIT

Recommendation: “A motion to receive and consider the cost associated with implementing a Golden Handshake program, and direct staff to present a resolution and associated required certifications for adoption by the City Council on July 30, 2010 to implement this program.”

13. CONSIDER MEASURE R APPROPRIATIONS

Recommendation: A motion to amend the budget by appropriating \$49,858 to account No. 243-48-4002 for part-time staff salaries to support in-house street repairs and \$27,947 to account No. 243-48-4104 for engineering design services of street overlays.”

NEW BUSINESS

14. DESIGNATION OF VOTING DELEGATE AND ALTERNATES – LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE ANNUAL BUSINESS MEETING

Recommendation: “A motion to designate a voting delegate and alternate for the Annual Business Meeting at the League of California Cities Conference scheduled for September 15 through 17, 2010.”

15. RATIFICATION OF THE CITY OF SAN MARINO’S LONG TERM LEASE OFFER FOR STONEMAN SCHOOL AND ASSOCIATED SCHOOL FACILITIES TO THE SAN MARINO UNIFIED SCHOOL DISTRICT

Recommendation: “A motion to ratify the lease offer and tender to the San Marino Unified School District.”

PUBLIC HEARINGS – 7:30 P.M.

- 16. CONSIDERATION OF ORDINANCE NO. O-10-1234 PROHIBITING THE ESTABLISHMENT OF AND OPERATION OF MEDICAL MARIJUANA DISPENSARIES WITH THE CITY OF SAN MARINO AND PROHIBITING THE ISSUANCE OF A BUSINESS LICENSE CERTIFICATE TO CONDUCT AN UNLAWFUL BUSINESS (FIRST READING)**

Recommendation: “A motion to read by title only and introduce Ordinance No. O-10-1234.”

- 17. CONSIDERATION OF ORDINANCE NO. O-10-1235 – PERTAINING TO THE ESTABLISHMENT OF A COMMERCIAL MASTER SIGN PROGRAM (FIRST READING)**

Recommendation: “A motion to read by title only and introduce Ordinance No. O-10-1235.”

- 18. ORDINANCE NO. O-10-1236 – COMMERCIAL PARKING FOR HUNTINGTON DRIVE (FIRST READING)**

Recommendation: “A motion to read by title only and introduce Ordinance No. O-10-1236 and approve the related negative declaration.”

- 19. EXTENSION OF URGENCY ORDINANCE NO. O-10-1237-U IMPOSING A MORATORIUM ON THE LEGAL ESTABLISHMENT AND OPERATION OF LIVE ENTERTAINMENT WITHIN THE COMMERCIAL ZONE IN THE CITY OF SAN MARINO PURSUANT TO GOVERNMENT CODE SECTION 65858**

Recommendation: “A motion to adopt Ordinance No. O-10-1237-U.”

- 20. CONSIDERATION OF RESOLUTION NO. R-10-25 ADOPTING THE CONGESTION MANAGEMENT PROGRAM LOCAL CONFORMANCE SELF-CERTIFICATION AND LOCAL DEVELOPMENT REPORT**

Recommendation: “A motion to adopt Resolution No. R-10-25.”

PUBLIC COMMENTS

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WRITTEN COMMUNICATIONS This is an opportunity to announce any written communications pertaining to the City received by members of the City Council.

COUNCIL REPORTS This is an opportunity for members of the City Council to inform the public of any meetings or conferences they may have attended.

CITY MANAGER’S REPORT This is an opportunity for the City Manager to inform the City Council and the public of any upcoming events or matters of interest to the Community.

CITY COUNCIL CALENDAR

1. Scheduling Dates for Future Council Meetings.
2. Identifying Items for Future Discussion.

PUBLIC WRITINGS DISTRIBUTED

All public writings distributed by the City of San Marino to at least a majority of the City Council regarding any item on this agenda will be made available at the Public Counter at City Hall located at 2200 Huntington Drive, San Marino, California.

CLOSED SESSION The City Council will recess to closed session to:

21. CONFERENCE WITH REAL PROPERTY NEGOTIATOR – PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: 1560 Pasqualito Drive (Stoneman School)
Negotiating Parties: Matthew Ballantyne for the City of San Marino (“Buyer/Lessee”), Dr. Gary Woods for the San Marino Unified School District (“Seller/Leaser”)
Under Negotiation: Discussion with negotiator concerning price and terms of acquisition or lease.

22. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency negotiator: Assistant City Manager, Cindy Collins
Employee organization: San Marino City Employees Association

RECONVENE TO OPEN SESSION

CLOSED SESSION REPORT

ADJOURNMENT

The San Marino City Council will adjourn to the next **ADJOURNED REGULAR** meeting to be held on **Friday, July 30, 2010, at 8:00 A.M.** in the City Hall Council Chamber, 2200 Huntington Drive, San Marino, California.

CAROL COWLEY
INTERIM CITY CLERK