

**MINUTES
REGULAR MEETING
OF THE SAN MARINO CITY COUNCIL
WEDNESDAY, JANUARY 13, 2021 AT 6:00 P.M.
SAN MARINO CENTER**

CALL TO ORDER: Mayor Ude called the regular meeting to order at 6:00 p.m. in the San Marino Center, located at 1800 Huntington Drive, San Marino, California 91108.

PLEDGE OF ALLEGIANCE: Mayor Ude led the Pledge of Allegiance.

ROLL CALL: **PRESENT:** Council Member Huang (arrived at 6:01 p.m.), Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude

ABSENT: None

PUBLIC COMMENTS

The following person(s) spoke:
None

CEREMONIAL

1. PRESENTATION OF PROCLAMATION FOR FORMER COUNCIL MEMBER SUZY CROWELL

Council Member Shepherd Romey presented the proclamation for former Council Member Suzy Crowell.

MOTION TO WAIVE FURTHER READINGS

Mayor Shepherd Romey moved, seconded by Council Member Talt, to waive the reading of the entire text of the ordinances or resolutions.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

PUBLIC HEARING

2. APPEAL OF CONDITIONAL USE PERMIT NOS. CUP20-05, CUP20-16 AND DESIGN REVIEW CASE NO. DRC20-29HP 2404 MISSION STREET, (MI)

Council Member Shepherd Romey moved, seconded by Council Member Talt, to continue this item to a future date.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

3. ADOPTION OR POTENTIAL MODIFICATIONS AND RE-INTRODUCTION OF ORDINANCE NO. 0-20-1369 REGARDING THE AMENDMENT OF THE TREE PRESERVATION ORDINANCE

Community Development Director Cervantes presented the staff report.

Council Member Shepherd Romey moved, seconded by Council Member Huang, to reintroduce the Ordinance for first reading, as amended.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, and Mayor Ude
NOES: Vice Mayor Jakubowski
ABSTAIN: None
ABSENT: None

CONTINUED BUSINESS

4. ADOPTION OF URGENCY ORDINANCE NO. O-20-1376-U AND INTRODUCTION AND FIRST READING OF ORDINANCE NO. O-20-1375 REGULATING THIRD PARTY FOOD DELIVERY SERVICE FEES

Community Development Director Cervantes presented the staff report.

Council Member Shepherd Romey moved, seconded by Council Member Huang, to waive full reading, read by title only, introduce and adopt Urgency Ordinance No. O-20-1376-U, an Urgency Ordinance of the City of San Marino amending Chapter 14 (Miscellaneous) of the San Marino Municipal Code to add Article 19 to Regulate Third Party Food Delivery Service Fees, and Declaring the Urgency Thereof, with an addition of Section 7 of this Ordinance to terminate on August, 1 2021, and to waive full reading and introduce for first reading by title only, Ordinance No. O-20-1375, an Ordinance of the City of San Marino amending Chapter 14 (Miscellaneous) of the San Marino Municipal Code to add Article 19 to Regulate Third Party Food Delivery Service Fees with an addition of Section 6 of this Ordinance to terminate on August, 1 2021.

The motion received the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, and Vice Mayor Jakubowski
NOES: Council Member Talt and Mayor Ude
ABSTAIN: None
ABSENT: None

Ordinance No. O-20-1375 passed by majority vote.

Ordinance No. O-20-1376-U failed due to urgency ordinances requiring a four-fifths supermajority vote in order to pass.

Council Member Talt moved to waive full reading, read by title only, introduce and adopt Urgency Ordinance No. O-20-1376-U, an Urgency Ordinance of the City of San Marino amending Chapter 14 (Miscellaneous) of the San Marino Municipal Code to add Article 19 to Regulate Third Party Food Delivery Service Fees, and Declaring the Urgency Thereof with a 20% delivery fee limit.

Motion died due to lack of a second.

NEW BUSINESS

5. INTRODUCTION AND FIRST READING OF ORDINANCE NO. O-21-1380 AMENDING THE CITY BUILDING CODE RELATED TO ROOFING MATERIALS, AND ADOPTING A RESOLUTION WITH FINDINGS

Community Development Director Cervantes presented the staff report.

Council Member Talt moved, seconded by Council Member Shepherd Romey, to read by title only and introduce Ordinance No. O-21-1380, an Ordinance of the City of San Marino Amending the City Building Code Relating to Roofing Materials, and Amending Chapter XXV of the San Marino City Code, and to adopt Resolution R-21-01.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

6. APPROVAL OF UPGRADES TO CITY GYM & MAINTENANCE EXPENSES

City Manager Marlowe presented the staff report.

Council Member Talt moved, seconded by Council Member Shepherd Romey, to 1) approve the one-time upgrade expense of \$15,700 for the City gym, 2) approve the annual maintenance services and miscellaneous repair expenses of \$700 for the remaining six months of the fiscal year, and 3) appropriate \$16,400 to account 101-53-4150-0000 (Other Contract Services) from General Fund reserves for such items.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

7. INTRODUCTION AND FIRST READING OF ORDINANCE NO. O-21-1379 REGARDING PUBLIC NUISANCE PROCEEDINGS

Community Development Director Cervantes provided the staff report.

The City Council asked Staff to incorporate Council Member comments and bring the item back before the City Council.

8. APPROVAL OF FALL 2020 PUBLIC TREE REMOVAL LIST

Parks and Public Works Director Throne presented the staff report.

Council Member Talt moved, seconded by Council Member Shepherd Romey, to approve the Fall 2020 recommended tree removal list and authorize the Director of Parks and Public Works to move forward to properly remove the trees on this list excluding trees numbered 4, 18, 21, 26 and 30.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, and Mayor Ude
NOES: None
ABSTAIN: Vice Mayor Jakubowski
ABSENT: None

CONSENT CALENDAR

Council Member Shepherd Romey pulled item 15 from the Consent Calendar.

Vice Mayor Jakubowski pulled item 12 from the Consent Calendar.

Council Member Shepherd Romey moved, seconded by Council Member Talt, to approve the consent calendar with the exception of items 12 and 15.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

9. RECEIVE AND FILE THE MONTHLY DISBURSEMENTS REPORT FOR DECEMBER 2020

The City Council received and filed the Monthly Disbursements Report for the month of December 2020.

10. RECEIVE AND FILE THE CASH AND INVESTMENT REPORT FOR NOVEMBER 2020

The City Council received and filed the Cash and Investment Report for the Month of November 2020.

11. APPROVAL OF MINUTES

The City Council approved the minutes of the regular meeting of December 09, 2020 and the special meeting of December 09, 2020.

13. APPROVAL OF CITY COUNCIL DELEGATE AND ALTERNATE LIST FOR 2021

The City Council approved the Council List of Delegates and Alternates to agency boards, commissions, and City activities for 2021.

14. APPROVAL OF NOTICE OF COMPLETION FOR LACY PARK RESTROOM REPLACEMENT PROJECT

The City Council accepted Lacy Park restroom replacement project constructed by Access Pacific of Pasadena as complete and authorized the City Clerk to file the Notice of Completion.

16. APPROVAL OF AN APPROPRIATION IN THE AMOUNT OF \$5,000 FROM GENERAL FUND RESERVES TO ACCOUNT FOR CONTRACT SERVICES AS RELATED TO THE PEAFOWL ABATEMENT PROGRAM

The City Council moved to appropriate \$5,000 from the General Fund Reserves to Account No. 101-14-4150-0000 (Other Contract Services) for the continuation of the Peafowl Abatement Program.

17. ACCEPTANCE OF DONATION FROM THE MACFARLANE FAMILY FOUNDATION

The City Council 1) accepted the donation of \$5,332 from the Macfarland Family Foundation, 2) approved the fiscal year 2020-2021 revenue budget amendment of \$332 to recognize a donation of \$5,332 in the Donations Fund (Acct. 281-92-3601-0000: Children's Materials Donation), and 3) approved the fiscal year 2020-2021 expenditure budget amendment of \$332 to the Donations Fund (Acct. 281-92-4370-0000: Children's Materials-Other).

12. UPDATE ON CITY RESPONSE TO THE COVID-19 PANDEMIC

Chief Rueda presented the staff report.

Vice Mayor Jakubowski moved, seconded by Council Member Huang, to receive and file the January 13, 2021 report on the City's response to the COVID-19 Pandemic.

Motion passed by the following vote:

AYES: Council Member Huang, Council Member Shepherd Romey, Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: None
ABSTAIN: None
ABSENT: None

15. APPROVAL OF AMENDMENT NO. 2 TO THE AGREEMENT WITH CRANE ARCHITECTURAL GROUP TO PROVIDE ARCHITECTURAL PLANS TO INTEGRATE THE SAN MARINO CENTER RENOVATION PROJECT WITH THE ADJACENT CROWELL PUBLIC LIBRARY SITE, INCREASING THE CURRENT AGREEMENT COMPENSATION BY \$45,900 AND APPROPRIATING FUNDING IN THE AMOUNT OF \$45,900 FROM THE CAPITAL IMPROVEMENT FUND RESERVES FOR THE WORK

Parks and Public Works Director Throne presented the staff report.

Council Member Talt moved, seconded by Vice Mayor Jakubowski, to approve Amendment No. 2 to the professional design services agreement with Crane Architectural Group and increase the compensation amount in the agreement, as modified by Amendment No. 1, by an additional \$45,900 and appropriate \$45,900 to

account 394-40-4600-1000 (San Marino Center Renovation) from the capital reserves balance.

Motion passed by the following vote:

AYES: Council Member Talt, Vice Mayor Jakubowski, and Mayor Ude
NOES: Council Member Huang and Council Member Shepherd Romey
ABSTAIN: None
ABSENT: None

WRITTEN COMMUNICATIONS OR PUBLIC WRITINGS DISTRIBUTED

None

PUBLIC COMMENTS

None

FUTURE AGENDA ITEMS

None

ADJOURNMENT

Mayor Ude adjourned the regular meeting at 7:57 p.m.



CHRISTINA BAKER
CITY CLERK