

**MINUTES
REGULAR MEETING
OF THE SAN MARINO CITY COUNCIL
WEDNESDAY, JANUARY 8, 2020 AT 6:00 P.M.
CITY HALL COUNCIL CHAMBERS**

CALL TO ORDER: Mayor Shepherd Romey called the regular meeting to order at 6:00 p.m. in the City Hall Council Chambers, located at 2200 Huntington Drive, San Marino, California 91108.

PLEDGE OF ALLEGIANCE: Mayor Shepherd Romey led the Pledge of Allegiance.

ROLL CALL: **PRESENT:** Council Member Huang, Council Member Jakubowski, Council Member Talt, Vice Mayor Ude, and Mayor Shepherd Romey

ABSENT: None

PUBLIC COMMENTS

The following person(s) spoke:
Eric Reese, San Marino
Richard Patlan, San Marino

CITY MANAGER'S REPORT

City Manager Marcella Marlowe shared items of interest with City Council and the community.

MOTION TO WAIVE FURTHER READINGS

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

CEREMONIAL

I. PRESENTATION OF PROCLAMATION FOR FORMER COUNCIL MEMBER GENE DRYDEN

Mayor Shepherd Romey presented the proclamation in memory of former Council Member Gene Dryden.

2. RECOGNITION OF KEN LINK FOR OVER 20 YEARS OF VOLUNTEER SERVICE

This item was pulled from the agenda; no discussion occurred.

NEW BUSINESS

21. APPROVAL OF CONTINUANCE FOR CONDITIONAL USE PERMIT NO. CUP19-07, DESIGN REVIEW CASE NOS. DRC19-14, DRC19-15, AND DRC19-33 - 618 ALLEN AVENUE (LI/DAHL ARCHITECTS INC.)

Item No. 21 was reviewed out of order.

Planning and Building Director Aldo Cervantes presented the staff report.

Mayor Shepherd Romey opened the public hearing.

The following person(s) spoke:

Brett Cannon, Appellant
Eleni Lambros, San Marino
Nick Demopoulos, San Marino
Chris Dewitt, San Marino

Mayor Shepherd Romey moved, seconded by Council Member Talt, to continue the public hearing to the February 12, 2020 City Council meeting.

Motion passed by the following vote:

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

CONSENT

Council Member Talt moved, seconded by Council Member Huang, to approve the consent calendar.

Motion passed by the following vote:

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

3. RECEIVE AND FILE DISBURSEMENTS REPORT FOR DECEMBER 2019

The City Council received and filed the disbursements report for the month of December 2019.

4. RECEIVE AND FILE FINANCIAL REPORTS AS OF NOVEMBER 30, 2019

The City Council received and filed the financial reports as of November 30, 2019.

5. APPROVAL OF MINUTES

The City Council approved the minutes of the special meeting of December 11, 2019, and regular meeting of December 11, 2019.

6. APPROVAL OF CITY COUNCIL DELEGATE AND ALTERNATE LIST FOR 2020

The City Council approved the Council List of Delegates and Alternates to agency boards, commissions, and City activities for 2020.

7. APPEAL OF TREE DAMAGE AT 1420 SAINT ALBANS ROAD

The City Council approved Resolution No. R-20-02, which partially grants the property owner's appeal by imposing an amended fine of \$10,000 against the property owner; directs the Planning & Building Director to meet with the property owner to discuss the condition of replanting trees given the amount of trees that are currently on the property; and suspends California Tree Design's business license for a period of six months as a result of the improper removal of the trees without any City permits.

8. REQUEST FOR TEMPORARY CLOSURE OF LACY PARK ON OCTOBER 24, 2020, FOR THE GOODEN CENTER OF PASADENA TO HOST A 5K RUN FOR RECOVERY EVENT

The City Council authorized the City Manager to approve and execute the agreement with The Gooden Center of Pasadena, attached as Attachment 5 to the associated staff report, to hold the special event, entitled Run For Recovery, in the City on October 24, 2020; and established the Lacy Park permit fee for The Gooden Center Run for Recovery at \$355, not including insurance, inspection fees, maintenance, and other City support costs required to conduct the event.

**9. REQUESTS TO CLOSE THE LIBRARY ON FEBRUARY 14, 2020;
APRIL 12, 2020; AND JULY 4, 2020**

The City Council approved the closure of the Library on Friday, February 14, 2020 from 10:00 AM to 12:00 PM for the purposes of in-house staff training; on Easter Sunday on April 12, 2020; and on Saturday, July 4, 2020 in observance of Independence Day.

**10. APPROVAL OF A MEMORANDUM OF UNDERSTANDING
REGARDING THE USE AND OPERATION OF THE OLD MILL
BETWEEN THE CITY OF SAN MARINO AND THE OLD MILL
FOUNDATION**

The City Council authorized the City Manager to execute an MOU with the Old Mill Foundation for the use and operation of the Old Mill, and appropriated \$1,000 to Account 101-95-4150-0000 for the annual contribution to the Foundation.

TREASURER'S REPORT

**11. CASH AND INVESTMENT REPORT FOR THE MONTH OF
NOVEMBER 2019**

City Treasurer Annie Han presented the staff report.

Council Member Huang moved, seconded by Council Member Jakubowski, to receive and file the investment report for the month of November.

Motion passed by the following vote:

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

CONTINUED BUSINESS

**12. CONSIDERATION OF THREE OPTIONS RELATED TO THE
CONSTRUCTION OF THE LACY PARK ROSE ARBOR**

Parks and Public Works Director Michael Throne presented the staff report.

Vice Mayor Ude moved, seconded by Council Member Jakubowski, to keep the lighting as part of the project because they will enhance the beauty and security of the arbor in the long term.

Motion did not pass by the following vote:

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

Mayor Shepherd Romey moved, seconded by Council Member Talt, to approve the plans and specifications for the Lacy Park Rose Arbor Reconstruction Project No. 18-7150; find that the Lacy Park Rose Arbor Reconstruction Project No. 18-7150 is categorically exempt under Sections 15302 and 15303(E) of the California Environmental Quality Act and direct the Director of Planning and Building to file the notice of exemptions with the state and County of Los Angeles; award a construction agreement to Courts Construction Company LLC of Glendora for the Lacy Park Rose Arbor Reconstruction Project No. 18-7150 in an amount not to exceed \$625,090; authorize the Director of Parks and Public Works to approve contract change orders if warranted in a cumulative amount not to exceed \$31,255, which represents a 5% contingency to address unforeseen site conditions or other circumstances that may arise; appropriate \$205,545 from the capital improvement fund reserves and direct the Finance Department to increase the project budget accordingly; and authorize staff to increase revenues by \$250,000 in Account 281-50-3601-7150 (Lacy Park Rose Arbor) as well as appropriate expenditures by \$250,000 to Account 206-50-4600-7150 (Rose Arbor Renovations).

Motion passed by the following vote:

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

NEW BUSINESS

13. FINANCIAL STATEMENTS (ANNUAL AUDIT) FOR THE FISCAL YEAR ENDED JUNE 30, 2019

Finance Director Paul Chung presented the staff report.

The following person spoke:

Brian Gruber, Auditor, Lance, Soll & Lunghard, LLP

Council Member Talt moved, seconded by Council Member Huang, to receive and file the audited financial statements for the fiscal year ended June 30, 2019.

Motion passed by the following vote:

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

Mayor Shepherd Romey recessed the meeting at 8:04 p.m., and reconvened the meeting at 8:22 p.m.

14. AUTHORIZATION OF THE SUBMITTAL OF COMMENT LETTER REGARDING THE DRAFT SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENT CONNECT SOCIAL PLAN

Parks and Public Works Director Michael Throne presented the staff report.

The following person(s) spoke:
Stephanie Johnson, San Marino
Ghassan Roumani, San Marino

Council Member Talt moved, seconded by Council Member Jakubowski, to authorize the Mayor to sign the letter attached to the staff report to the Southern California Association of Government regarding the Connect SoCal plan, as amended.

Motion passed by the following vote:

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

15. CALIFORNIA AMERICAN WATER COMPANY PRESENTATION REGARDING PROPOSED RATE INCREASE AND SERVICE AREA CONSOLIDATION

Parks and Public Works Director Michael Throne presented the staff report.

The following person(s) spoke:
Brian Baretto, California American Water
Wes Owens, California American Water

Council Member Talt moved, seconded by Council Member Huang, to receive and file the presentation by California American Water Company and direct the City Manager to implement any direction provided by the City Council regarding the requested rate increases and consolidation.

Motion passed by the following vote:

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

16. APPROVAL OF RESOLUTION NO. R-20-01, TERMINATING FOR DEFAULT THE PUBLIC WORKS CONSTRUCTION AGREEMENT WITH MEYERS CONSTRUCTION FOR THE LACY PARK RESTROOM REPLACEMENT PROJECT

Parks and Public Works Director Michael Throne presented the staff report.

Council Member Jakubowski moved, seconded by Mayor Shepherd Romey, to adopt Resolution No. R-20-01, terminating the construction contract between the City and Meyers Construction for the replacement of the Lacy Park restroom.

Motion passed by the following vote:

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

17. OVERVIEW OF FISCAL YEAR 2020-21 BUDGET PROCESS AND CONFIRMATION OF STRATEGIC PLAN CRITICAL SUCCESS FACTORS

City Manager Marcella Marlowe presented the staff report.

Mayor Shepherd Romey moved, seconded by Council Member Talt, to accept the budget calendar and confirmed the adopted Critical Success Factors.

Motion passed by the following vote:

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

18. APPROVAL OF ORDINANCE NO. O-19-1355 AMENDING THE SAN MARINO CITY CODE REGULATIONS FOR VACANT RESIDENTIAL OR COMMERCIAL PROPERTIES

Planning and Building Director Aldo Cervantes presented the staff report.

The following person spoke:
Kelly Manning, San Marino

Council Member Talt moved, seconded by Mayor Shepherd Romey, to waive full reading and introduce for first reading by title only, Ordinance No. O-19-1355, an Ordinance of the City of San Marino Municipal Code amending the regulations for uninhabited residential or commercial property.

Motion passed by the following vote:

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

19. APPROVAL OF ECONOMIC DEVELOPMENT PROGRAM INCENTIVES

Planning and Building Director Aldo Cervantes presented the staff report.

The following person spoke:
Kelly Manning, San Marino

Council Member Jakubowski moved, seconded by Vice Mayor Ude, to direct staff to waive the Conditional Use Permit application fee of \$3,615 for a one-year period starting January 1, 2020 for proposed restaurant and grocery store uses or expansion of such uses where such uses will occupy an existing building and authorize staff to implement the Façade Improvement Plan and Wayfinding Sign Plan as pilot programs.

Motion passed by the following vote:

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

PUBLIC HEARING

20. APPEAL OF CONDITIONAL USE PERMIT NO. CUP19-11, DESIGN REVIEW NOS. DRC18-68HP, DRC18-99, AND DRC18-101 1260 MESA RD., (RIBOLI/COLOMBATTI/TYLER+KELLY ARCHITECTURE)

Planning and Building Director Aldo Cervantes presented the staff report.

Mayor Shepherd Romey opened the public hearing.

The following person(s) spoke:

Jean Ni, Coldwell Banker, on behalf of Appellant Yonghui Gu
Rob Tyler, Tyler Kelly Architecture, Applicant
Dante Colombatti, Applicant

Mayor Shepherd Romey closed the public hearing.

Council Member Talt moved, seconded by Vice Mayor Ude, to affirm the action of the Commission.

Motion passed by the following vote:

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

22. INTERIM ORDINANCE REGULATING ACCESSORY DWELLING UNITS

Senior Counsel Carol Lynch presented the staff report.

Mayor Shepherd Romey opened the public hearing.

The following person spoke:
Gene Ruckh, San Marino

Mayor Shepherd Romey closed the public hearing.

Mayor Shepherd Romey moved, seconded by Council Member Huang, to read by title only, waive further reading, and adopt Ordinance No. O-20-1360-U, An Ordinance of the City of San Marino Extending Interim Ordinance No. O-19-1359-U And Amending the City's Regulations Regarding Accessory Dwelling Units (Also Known as Second Units or ADUs), and Declaring the Urgency Thereof.

Motion passed by the following vote:

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

WRITTEN COMMUNICATIONS OR PUBLIC WRITINGS DISTRIBUTED

None

COUNCIL REPORTS

None

CITY COUNCIL CALENDAR

None

PUBLIC COMMENTS

The following person spoke:
Gene Ruckh, San Marino

ADJOURNMENT

Mayor Shepherd Romey adjourned the meeting at 11:14 PM to **FRIDAY, JANUARY 31, 2020, AT 8:30 A.M.** in the Barth Room at the Crowell Public Library, 1890 Huntington Drive, San Marino, California 91108.



EVA HETER
CITY CLERK