

**CITY COUNCIL  
TEMPLE CITY, CALIFORNIA  
REGULAR MEETING MINUTES  
JANUARY 19, 2010**

**1. CALL TO ORDER – Mayor Vizcarra**

Mayor Vizcarra called the City Council Regular Meeting to order at 7:30 p.m. in the Council Chambers located at 5938 Kauffman Avenue, Temple City.

**2. ROLL CALL**

PRESENT: Councilmember-Chavez, Sternquist, Wong, Yu, Vizcarra  
ABSENT: Councilmember-None

ALSO PRESENT: City Manager Pulido, City Attorney Vail, Parks and Recreation Director Burroughs, City Clerk Flandrick, Assistant to the City Manager Flod, Community Development Manager Lambert, Financial Services Manager Molina, Public Services Manager Tidwell, Public Safety Officer Ariizumi

**3. PLEDGE OF ALLEGIANCE**

Sergeant Tony Osterman, Temple Station, led those present in the Pledge of Allegiance to the Flag.

**4. CEREMONIAL MATTERS – PRESENTATIONS – None**

**5. PUBLIC COMMENTS ON ITEMS NOT LISTED ON THE AGENDA**

Bernadette Quercio, Temple City business owner, spoke of code enforcement compliance complaints regarding her kennel and asked for a 90-day leeway in applying for a conditional use permit to address the concerns.

Mayor Vizcarra requested the City Manager to follow up on this issue.

Jerry Jambazian, Temple City business owner, commended the Council and staff for swiftly addressing a concern recently brought up by a resident involving the installation of a handicapped ramp, and voiced his concern of a port-a-potty at a location in the 6400 block of Oak Avenue that has been on the front property for a length of time. He asked if it could be moved to the rear of the property.

Marty Dattola, Temple City resident, complained of the City's overnight parking permit process and explained his circumstance of applying for several overnight parking permits. Specifically, his concerns were that the City does not pro-rate its annual permit fees; does not refund those fees if an investigation of the property shows an annual permit is not warranted; and the length of time required to renew an annual permit and the inability to receive a temporary permit in the interval.

Public Safety Officer Ariizumi briefly explained the parking permit process and renewal process.

The City Council directed staff to agendize this item to bring back further information on this procedure.

Lee Jung Ran, Temple City business owner, asked the Council to consider a solution to the parking situation at her place of business. She explained that she is not able to sell her business

because of the lack of parking spaces which prevents her from selling it to other uses, such as a doctor's office.

Community Development Manager Lambert explained the parking requirements in this area of the Downtown Specific Plan, and stated a zone variance would be required to change those restrictions.

**6. CONSENT CALENDAR**

Councilmember Chavez moved to approve the Consent Calendar, seconded by Mayor Pro Tem Yu and unanimously carried by the following roll call vote:

AYES: Councilmember-Chavez, Sternquist, Wong, Yu, Vizcarra  
NOES: Councilmember-None  
ABSENT: Councilmember-None  
ABSTAIN: Councilmember-None

**A. APPROVAL OF MINUTES**

Approved the Minutes of the City Council Regular Meeting of January 5, 2010, as presented.

**B. APPROVAL OF PROGRESS PAYMENT NO. 7 TO ELIE FARAH INC. FOR THE ROSEMEAD BOULEVARD IMPROVEMENT PROJECT (P08-11)**

Approved approve progress payment No. 7, in the amount of \$5,157, to Elie Farah Inc. for management and inspection services for the Rosemead Boulevard Improvement Project (P08-11).

**C. CONSIDERATION OF A REQUEST FOR PLACEMENT AND REMOVAL OF A BANNER FOR THE KIWANIS CLUB OF TEMPLE CITY**

Approved the request by the Kiwanis Club of Temple City to place and remove a banner advertising the Club's Annual Pancake Breakfast, subject to submission of proper insurance documentation.

**D. RELEASE OF SEWER SECURITY FOR TRACT NO. 060102 – PRIVATE CONTRACT NO 03-8**

Authorized release of a surety bond, in the amount of \$49,500, for sewer improvements completed at Tract No. 060102 – Private Contract No. 03-8.

**E. FRAUD IN THE WORKPLACE POLICY**

Approved Administrative Policy No. 3.04 that formalizes the Fraud in the Workplace Policy and Procedures documented by the City's Auditors.

**F. TEMPLE CITY AUDIT REPORT FOR FISCAL YEAR (FY) 2008-09**

Received and filed the Temple City Basic Financial Statements and Supplementary Data, and Single Audit.

**G. VISA CARD REPORT**

Received and filed the Visa Card Report with the current charges.

H. ADOPTION OF RESOLUTION NO. 10-4651 – APPROVAL OF PAYMENT OF BILLS

Adopted Resolution No. 10-4651, a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE CITY ALLOWING CLAIMS AND DEMANDS IN THE SUM OF \$252,101.47 DEMAND NOS. 28525 THROUGH 28594.

7. UNFINISHED BUSINESS

A. DOWNTOWN PARKING RECOMMENDATIONS

Public Safety Officer Ariizumi stated, on October 6, 2009, consultant Avant Garde began working on a limited parking survey of the downtown area. On December 1, 2009, information obtained from the survey was presented to Council and the consultant relayed concerns of insufficient parking in the downtown area from citizens and business owners. At that time Council directed staff to prepare a report and recommendations for alternate parking solutions in the downtown area.

Staff presented a proposed two-step process to mitigate some of the parking problems in the downtown area. The first step would be to identify short-term attainable solutions and the second step would be to establish long-term solutions through a comprehensive parking study of the downtown.

Under the first step for short-term solutions, staff recommended:

- 1) Removing the 2-Hour parking restriction in the northern portion of District Lot 5A to provide 14 additional all-day parking spaces between Temple City Boulevard and Camellia Avenue; and
- 2) Authorizing the City Manager to negotiate an agreement with the School District to utilize the southern portion of their parking lot at 9700 Las Tunas Drive for public parking and/or City employee parking to provide 16 public spaces in the current City employee parking lot (City Lot 8C).

Under the second step for long-term solutions, staff recommended authorizing staff to move forward with the preparation of a comprehensive parking study of the downtown areas. The purposes and objectives of the study are as follows:

- 1) Assess the need for additional parking in the downtown areas based on existing and future conditions resulting from the City's redevelopment and economic development efforts;
- 2) Identify a number of sites that would be best suited for surface parking and/or development of a parking structure(s); and
- 3) Provide recommendations regarding design configurations and space counts based on identified parking needs.

The parking study could be done in conjunction with the Citywide Traffic Calming Study and Master Plan as it would be complimentary to the development/redevelopment efforts in the downtown area. The cost of the study was estimated to be between \$50,000 and \$100,000 undertaken over a one-year period.

Staff asked that Council accept the short-term and long-term parking recommendations and direct staff to issue an RFP to solicit proposals for a comprehensive parking study of the downtown areas.

Public Safety Officer Ariizumi responded to questions from Council, stating removing the two-hour parking restriction would address the concern of limited time restrictions and designate all day parking in the only block that does not currently have it.

Mayor Pro Tem Yu stated he feared that removing the two-hour restriction would not leave enough parking for customers.

In response to Mayor Vizcarra, Public Safety Officer Ariizumi stated the Primrose parking lot (District Lot 7A) is underutilized. Nearby businesses have been encouraged to have their employees park in that lot. All of the banks in the area do have their own private parking.

Mary Kokayko, Temple City resident, said she didn't understand why the City would pay all this money to study the parking problem when it doesn't know what it wants to do with the downtown area. The problem is no one wants to walk. She suggested putting signs indicating where the public lots are. She thought it was a good idea to use the School District's lot as it has a lot of parking spaces and it would be a perfect place for employees and the public to park.

Councilmember Chavez stated it would be an expensive study to undertake before it has been determined what direction our development and redevelopment efforts will go, and was not sure it would be helpful. It could be done as part of the traffic study and master plan as long as it looks at the bigger picture as well.

City Manager Pulido clarified that Council is not being asked to authorize funds for a parking study this evening. Staff is requesting authorization for a Request for Proposals (RFP), not an agreement. What is needed is a good analysis from a traffic engineer and a professional baseline of traffic conditions to bring a proposal back to the Council for evaluation and consideration.

Mayor Vizcarra said his concern was that whatever is studied now may not be the same as what we have there in a year from now.

Mayor Pro Tem You said he believed a parking study was important in giving us a base on where we are and in making decisions later in terms of what businesses we bring in. Until we have something conclusive, we don't have anything to tell developers.

Councilmember Sternquist agreed, saying the parking situation is a foundation of what can be built and what businesses would be accessible. She didn't like the amount of \$100,000, but did think we need to look into the parking situation with a study by professionals.

Councilmember Chavez stated parking is a problem and hiring experts to conduct a study is a good idea; however, his concern is not against the RFP process as long as the public is aware we are looking at the bigger picture as well.

Councilmember Wong stated she did think spending money without a downtown plan may be too soon, but if we can combine it with the traffic study and master plan, she would have no problem. She asked when the new bank, HSBC, would be coming in.

Community Development Manager Lambert responded HSBC would be coming in a month. That particular use is permitted and does not require additional parking spaces.

Mayor Pro Tem Yu stated HSBC will aggravate the problem as bank employees will be utilizing Lot 5A all day, so he would like to wait for this bank to come in before making any changes regarding parking.

Councilmember Chavez said he believed leaving the two-hour parking does not make us business friendly and employees will have nowhere to park.

Mayor Pro Tem Yu said he felt it was more business friendly to leave the two-hour parking restriction. Employers should consider where their employees will park and if the City allows them to park in permanent spaces then customers of all businesses will have trouble parking.

Regarding the current City employee parking lot with 14 spaces, Mayor Vizcarra noticed that block is very busy any time during the day and he was concerned that owners and their employees would tie up those spaces.

Councilmember Wong said she has received complaints about the two-hour parking as there are some people who want to park and visit several stores and thus pass the two-hour limit.

Councilmember Sternquist stated that studies indicate that metered parking was the best way to be business friendly.

Mayor Vizcarra noted another concern is negotiating an agreement with the School District. The ad hoc committee has been talking to them regarding trade-offs for things they want from the City.

Mayor Pro Tem Yu moved to not approve removing the two-hour parking restriction and to:

- 1) Authorize the City Manager to negotiate a use agreement with the Temple City Unified School District for use of the southern portion of the District parking lot located at 9700 Las Tunas Drive; and
- 2) Direct staff to issue an RFP to solicit proposals from a qualified engineering firm that could conduct a comprehensive parking study of the downtown areas;

seconded by Councilmember Sternquist and carried by the following roll call vote:

AYES:	Councilmember-Chavez, Sternquist, Yu, Vizcarra
NOES:	Councilmember-None
ABSENT:	Councilmember-None
ABSTAIN:	Councilmember-Wong

## **8. NEW BUSINESS**

- A. PUBLIC HEARING: ZC 09-1750 – CONSIDERATION OF A ZONING CODE TEXT AMENDMENT RELATIVE TO PERMITTING OR CONDITIONALLY PERMITTING THE STORAGE OF RECREATIONAL VEHICLES AND BOATS IN THE HEAVY COMMERCIAL (C-3) ZONE

Community Development Manager Lambert stated, on December 8, 2009, the Planning Commission adopted a Resolution recommending that the City Council deny a Zoning Code Amendment to permit or conditionally permit the storage of recreational vehicles and boats in the C-3 (Heavy Commercial) Zone. The applicant, Jeff Lynn, of Pro Tint at 5528 Rosemead Boulevard, applied for this Zoning Code Text Amendment in response to a code enforcement violation at his business.

The commercial storage of recreational vehicles and boats is currently permitted in the M-1 (Light Manufacturing) Zone with approval of a Conditional Use Permit (CUP). This type of use would also be conditionally permitted in the M-2 (Heavy Manufacturing) Zone. Currently, this type of use is not permitted in the C-3 (Heavy Commercial Zone).

The C-3 zone is mostly located adjacent to Rosemead Boulevard between Las Tunas Drive and Broadway, and also extends west along Las Tunas Drive to the City limits. This area is entirely within the City's Rosemead Boulevard Redevelopment Project Area. In many ways, RV and boat storage is inconsistent with the Plan. The original 1972 Redevelopment Plan called for the development of retail, general commercial and entertainment uses. The Plan encouraged lot consolidation to foster development and using available land for outdoor storage is not consistent with this policy.

It is staff's assessment that the C-3 Zone is not an appropriate location for RV and boat storage and the Planning Commission agreed with this assessment. This is one of the main commercial shopping districts in Temple City and allowing such a use could potentially aesthetically degrade the neighborhood. Also, RV and boat storage does not further the goals of the Community Redevelopment Agency and may further hinder the redevelopment of Block "E" as noted in the Redevelopment Project Area map. Therefore staff recommended denial of the Zoning Code Text Amendment. However, if the City Council wishes to approve it, staff could come back with a draft ordinance.

Mayor Vizcarra opened the public hearing.

Robert Downer, Temple City resident, spoke in support of Pro Tint, stating he has stored his trailer there since 2004. The lot is available 24-7 and if you were to drive by you would not know anything was behind his business. There have been no complaints of nuisance and they do not obstruct traffic. He hoped that Council would allow this amendment.

Jeff Lynn, applicant, stated the Pro Tint business has been here for many years. He is here as a result of a code violation he received several months ago, and requested a Conditional Use Permit (CUP) as a solution to allow his business to continue. The Planning Commission denied the CUP but offered an achievable solution. Regarding the concern of visibility, the lot is at least 70 feet from Rosemead Boulevard. No complaints have been received over the last 8 years. If necessary, he would be willing to install a larger fence. Regarding the concern of opening the door for others to pursue a CUP for this purpose, he stated this is the only business within the C-3 zone that has raw unpaved land in the back. The existing parking space area is not affected. The lot size is 13,000 square feet and can easily accommodate up to 12 RVs, but he has only allowed 10 RVs. It is also enclosed on 3 sides so the RVs cannot be seen. There is adequate lighting and security cameras in the lot. He requires the RVs to be well maintained and no one lives in them.

Mr. Lynn answered questions of the Council, stating no repair is done to the RVs on the property; he does not own the property and the back lot is mostly dirt; and having the RVs there does not necessarily generate more business for Pro Tint.

Councilmember Wong stated she visited the site and did not realize the RVs were in the back. She noted that the situation is very unique and suggested building a higher fence in the back and maybe the front as well.

Barbara Wilson, Monrovia resident, said she also stores an RV at Pro Tint which is a convenience from her perspective. She believed that the rental income that is generated allows the business to stay open. It may go against the redevelopment and beautification plans, but she didn't think another empty business would help with that either.

Councilmember Chavez stated one of the nice things about being on Council is that we can do certain things for the community. What we cannot do is try to find a solution to meet both sides. In reading the minutes of the Planning Commission, it lists the pros and cons. The pros include no neighbor complaints; no impact on traffic or safety; and an economic advantage to a business in our city which seems to be helpful to citizens. Some of the cons are: it would not be consistent with our bigger picture of redevelopment. At the moment he didn't see entertainment uses but was hopeful that someday there would be such a plan in effect. He did believe the RVs were visible from the street and that would have to be addressed. In looking at the area, he agreed he didn't think there would be a rush to have RV lots in this area. He believed if Council granted the text amendment, staff could put together some type of conditional use requirement that would meet the needs of the current tenants and prohibit any proliferation of those in the area. If the zone amendment were granted, staff would have to come back with conditional use language that would allow them.

Community Development Manager Lambert advised the Council on the recommended process if approving the amendment, as conditionally permitted so they could evaluate each potential RV storage area with a set of requirements to be met.

City Attorney Vail stated, if Council wished to approve the request, it may be best to direct staff to craft an ordinance for Council's review that takes those things into consideration.

Hearing no further request to speak, either for or against this item, the public hearing was closed.

Councilmember Sternquist moved for the staff to draft an ordinance with a very narrow text amendment language to allow RV storage in the C-3 zone under certain circumstances.

Mayor Pro Tem Yu stated he was not in total agreement that this use is not permitted in the C-3 zone. The zoning does allow RV sales at this location, so the language would need to be narrowly drafted to permit the use with a sunset clause with periodic review or limited to a certain number of vehicles, not affect traffic, etc. The spirit of the code does allow some form of RV parking and he was in support of trying to make something work.

Councilmember Chavez stated his concern is that previous Councils seem to have been guilty of always continuing matters. This was already continued and now we are asking for a further continuance. He asked why an approval option was not presented this evening.

City Attorney Vail stated staff's recommendation was to deny the amendment so they did not come in with a recommendation of approval. That would only be done at Council's direction.

Councilmember Wong seconded the motion which was unanimously carried by the following roll call vote:

AYES:	Councilmember-Chavez, Sternquist, Wong, Yu, Vizcarra
NOES:	Councilmember-None
ABSENT:	Councilmember-None
ABSTAIN:	Councilmember-None

Mayor Vizcarra left the meeting at 9:09 p.m.

B. PUBLIC HEARING: INTRODUCTION OF ORDINANCE NO. 10-930 – DOWNTOWN SPECIFIC PLAN AMENDMENT TO CONSIDER SEVERAL AMENDMENTS TO THE DOWNTOWN SPECIFIC PLAN

Community Development Manager Lambert stated, on December 8, 2009, the Planning Commission adopted a Resolution recommending that the City Council adopt an Ordinance to formally codify four separate Downtown Specific Plan amendments that were previously adopted by City Council Resolution. The four amendments are as follows:

- 1) To allow massage as an incidental use in the Downtown Specific Plan area;
- 2) To allow permanent make-up services as an incidental use in the Downtown Specific Plan area;
- 3) To prohibit massage signage in the Downtown Specific Plan area; and
- 4) To adopt and set forth an "In Lieu Parking Fee" for any new use or development in the Downtown Specific Plan area which does not provide adequate parking pursuant to Section 9291 (Off Street Parking Regulations) of the City Code.

In 2006 and 2007, these four separate amendments to the Downtown Specific Plan were considered by the City Council and approved at separate public hearings. Staff recommended that the City Council adopt a "blanket" Ordinance formally codifying all four Downtown Specific Plan amendments.

Mayor Vizcarra returned to the meeting at 9:11 p.m.

Mayor Vizcarra opened the public hearing.

Hearing no requests to speak, either for or against this item, the public hearing was closed.

In response to Councilmember Sternquist, Community Development Manager Lambert stated the in lieu parking fees item will be brought back to the City Council for review within two to three months.

At the request of Council, City Clerk Flandrick read the title of Ordinance No. 10-930.

Councilmember Wong moved to:

- 1) Adopt the Negative Declaration;
- 2) Adopt a motion waiving further reading of proposed Ordinance No. 10-930; and
- 3) Adopt a motion introducing, on first reading, proposed Ordinance No. 10-930 setting forth amendments to the Downtown Specific Plan.

seconded by Councilmember Sternquist and unanimously carried by the following roll call vote:

AYES:	Councilmember-Chavez, Sternquist, Wong, Yu, Vizcarra
NOES:	Councilmember-None
ABSENT:	Councilmember-None
ABSTAIN:	Councilmember-None

C. PUBLIC HEARING: COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR FISCAL YEAR 2010-2011

Community Development Manager Lambert reviewed his staff report, stating the City receives an annual allocation of Federal Community Development Block Grant (CDBG) Funds, which are administered through the Los Angeles County Community Development Commission (CDC). The City's estimated allocation for the 2010-2011 fiscal year is \$290,039. Allocation of these funds, as well as carryover monies, may be considered in greater detail as part of the City's budget process; however, at this juncture it is recommended that the CDBG Funds for the upcoming fiscal year be allocated to allow for continuation of the current programs, consisting of The Youth Scholarship Program, The Housing Rehabilitation and Handyworker Assistance Program, the Lead Based Paint Abatement Program, Asbestos Testing and Abatement Program, and General Administration.

In response to Mayor Pro Tem Yu, Community Development Manager Lambert stated the CDBG-R funding is a separate allocation to be spent by the end of 2012. The General Administration amount is an estimate of what the City may get from the CDC. It is possible to increase funding other programs or areas such as ADA, but we would have to reduce funding in another category. ADA improvements could not be funded through CDBG-R funds as they are for energy improvements.

In response to Councilmember Sternquist, Parks & Recreation Director Burroughs stated several years ago the Youth Scholarship Program was exceeding the amount funded, so the requirements were changed and since then the City has not spent the entire amount allocated. It would not be possible to provide funding for training for the Youth Commission with these grant funds as they would have to qualify as low income.

Mayor Vizcarra opened the public hearing.

Hearing no requests to speak, either for or against this item, the public hearing was closed.

Councilmember Wong moved to:

- 1) Approve CDBG-funded programs for Fiscal Year 2010-2011 as follows:
  - a) Housing Rehabilitation Program: \$120,000
  - b) Handworker Assistance Program: \$50,000
  - c) Lead-Based Paint Abatement Program: \$50,000
  - d) Asbestos Testing and Removal Program: \$30,000
  - e) Youth Scholarship Program: \$43,505
  - f) General Administration: \$29,003

seconded by Councilmember Chavez and carried by the following roll call vote:

AYES:	Councilmember-Chavez, Sternquist, Wong, Vizcarra
NOES:	Councilmember-Yu
ABSENT:	Councilmember-None
ABSTAIN:	Councilmember-None

**9. COMMUNICATIONS – None**

**10. RECESS TO COMMUNITY REDEVELOPMENT AGENCY MEETING**

At 9:28 p.m., the City Council recessed to the Community Redevelopment Agency Meeting. Minutes of the Agency Meeting are set forth in full in the Agency's records.

ORDER OF AGENDA CHANGED

**18. JOINT CLOSED SESSION – CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY**

At 9:39 p.m., the City Council and Community Redevelopment Agency recessed to a joint closed session for the purpose stated below.

Councilmember/Agency Member Wong recused herself.

Purpose: Existing Litigation  
Cases: One (1) – *TCD v. City of Temple City*  
Authority: Government Code Section 54956.9(a)  
Representatives: City Manager/Executive Director, City Attorney/Agency  
Counsel

RECONVENE

The City Council and Community Redevelopment Agency reconvened at 10:07 p.m. with all members present.

CLOSED SESSION STATEMENT

City Attorney/Agency Council Vail stated the City Council and Community Redevelopment Agency met with its legal Counsel in regard to one item of existing litigation, and gave direction to Counsel. There was no reportable action.

RECONVENE AS CITY COUNCIL

The City Council Meeting was reconvened at 10:08 p.m. with all Councilmembers present.

**11. ACTION ON REQUEST BY CRA – None**

**12. UPDATE FROM CITY MANAGER – None**

**13. MATTERS FROM CITY OFFICIALS – None**

**14. COUNCIL REPORTS REGARDING AD HOC OR COMMISSION MEETINGS**

Councilmember Chavez reported on the Ad Hoc City/School District Meeting in which discussion continued regarding possible future joint projects, in particular involving improvements to the Oak Avenue gym and the District's pool. There was also discussion of use of a portion of their parking lot for City use and the District seemed agreeable to that. There is a joint meeting scheduled of full Council and Board Members for next month.

Councilmember Chavez attended the first informational meeting with the Youth Commission. There was a small but enthusiastic group present and the time period for applications has been extended to this coming Friday.

Mayor Pro Tem Yu reported he and Councilmember Chavez met with Congressman Schiff who seemed to truly care about the City and how it is operating. He sits on the House Appropriations Committee and explained that process to them. Mayor Pro Tem Yu and Councilmember Chavez had an opportunity to thank the Congressman for past funding for the City and to mention several projects the City is hopeful of receiving funding for in the next fiscal year.

Councilmember Chavez added Congressman Schiff expressed genuine interest in the City and was very receptive to our wish list of projects that the City Manager put together. The Council will have further discussion regarding the priority of those projects.

**15. COUNCIL ITEMS SEPARATE FROM THE CITY MANAGER'S REGULAR AGENDA**

**A. COUNCILMEMBER CHAVEZ**

Councilmember Chavez thanked staff for arranging the tour of the Homestead Museum located in the City of Industry. A private tour was arranged with a great presentation outlining the history of the Temple and Workman families and their impact on this area. The museum staff presented books and information that would be available in City Hall.

Councilmember Chavez reported that resident Jeffrey Briggs was out of the hospital and he wished him a speedy and healthy recovery.

**B. COUNCILMEMBER STERNQUIST**

1) Graffiti Removal Program

Councilmember Sternquist spoke of the growing graffiti problems in the area and concerns of the amount of time it takes to remove it, especially if it is on a second story building. She asked for a history of the removal company we currently use and the problems experienced because they do not service second story buildings.

Public Safety Officer Ariizumi explained the City has contracted with William Marino Enterprises for approximately eight years for graffiti removal. As policy, he does not remove graffiti from second story structures if it cannot be reached with an extension pole. He will not climb on roofs. Graffiti is removed through an abatement program and the City has a hotline to report graffiti and have it removed, if within public view, within 24-48 hours or immediate removal if it is profane. If the graffiti is on private property, the City has to have approval from the property owner as ultimately the responsibility does fall onto the owner. In the case of graffiti on a private second story structure, it is the responsibility of the owner to remove it.

Mayor Vizcarra suggested getting pre-approval from all business owners.

Councilmember Sternquist requested getting Requests for Proposals (RFP) to look at companies that would remove graffiti from second story structures and not be hindered by a company that is not able to provide that for us. In trying to make the City welcoming, we need to have graffiti removed immediately and we cannot depend on a company not able to take care of second story structures.

Public Services Manager Tidwell stated the City is looking to re-bid that contract this year.

Councilmember Sternquist asked for an update on the revised Library book program since it was first publicized at the Chamber Mixer for the first 50<sup>th</sup> Anniversary event.

Parks and Recreation Director Burroughs stated the City has been working with the Library on the "50 Books for 50 Years" campaign in soliciting purchase of books for the Library. The Library has supplied a wish list of books which has been posted and everyone is encouraged to take a book title to purchase that book and bring it back to the City. When the City has accumulated 50 books, we will make a presentation to the Library. There will be a plaque in each book with the donor's name.

Councilmember Sternquist added that people can also donate money and staff will purchase the book for them. It is hopeful the City will get 500 books in support of the Library during the 50<sup>th</sup> Anniversary year.

Councilmember Sternquist noted that the City's Lunar New Year celebration is coming up which is a City sponsored event along with a Chinese American group.

Parks & Recreation Director Burroughs confirmed the City co-sponsors the event with the Chinese American Association, which does most of the planning for the event.

Councilmember Sternquist stated she had a concern with Councilmember Wong as Master of Ceremonies at the event as in the past. If she is hosting the event as a representative of the Chinese American group, she would have no major concern. But she would have a concern if Councilmember Wong is representing the City Council in that capacity. With another postponement of the court case indictment, she felt the City needs to move forward and was torn and frustrated that Councilmember Wong would choose to represent the City in that capacity when so many of our residents feel it is not appropriate for someone indicted to do. She felt it was not in the best interest of the City for Councilmember Wong to be involved in that capacity.

C. COUNCILMEMBER WONG

Councilmember Wong also wished Mr. Briggs and his family well and mentioned those who came to his aid.

Councilmember Wong stated it was up to Council if they did not wish her to take care of the Lunar Program, as the event could be cancelled. She noted that the City of Rosemead is spending \$9,000 on it Lunar Festival this weekend and asked how much the City has budgeted for its event.

Parks and Recreation Director Burroughs stated \$500 has been budgeted for the City's Lunar New Year event.

Councilmember Wong continued, stating this event is to celebrate the Lunar New Year and is a major event. She has been advised by her legal counsel not to comment on the case. If Council wishes to cancel the event, they can do so. A previous Council tried to do so. This City is about 60% Asian and this is a popular celebration, but she will leave it up to Council.

Councilmember Wong apologized for not attending the museum tour, but she was busy hosting an Asian American festival as a major Lunar New Year event in Southern California for two days. She mentioned that she was very proud of the High Schools' Brighter Side Singers that performed at the festival and did a wonderful job.

D. MAYOR PRO TEM YU

Mayor Pro Tem Yu thanked staff for acting so quickly on behalf of Mr. Briggs, especially Public Safety Officer Bryan Ariizumi and Sergeant Tony Osterman.

1) Formation of City Council Budget Ad Hoc Committee

Mayor Pro Tem Yu stated he wished to comment on several Consent Calendar items the Council approved earlier this evening. He congratulated City Manager Pulido and Financial Services Manager Molina for doing such a great job with the financial reports. One was approval of the audit report from the auditors which indicated the City is doing

everything correctly. Also, because of the auditors' recommendations, the City approved a Fraud in the Workplace policy. The budget process is very complicated and the whole City's operations are tied into the budget. The time spent during the budget process is really not enough for Council to really get into it and he suggested creating an ad hoc committee to look at the City budget and maybe some goal setting and strategic planning issues to bring back to the Council. He asked for Council's consideration of this committee.

In response to Councilmember Chavez, Mayor Pro Tem Yu explained his suggestion was for the committee to work with staff in examining the budget's expenditures and revenue and individual line items. It would also be a chance to look more closely at long term projection of expenditures and how capital projects are funded. With a new City Manager the committee would be a good tool to use in setting goals.

Mayor Pro Tem Yu moved to form a City Council Budget Ad Hoc Committee, seconded by Councilmember Sternquist and unanimously carried.

Mayor Pro Tem Yu moved to nominate himself and Councilmember Sternquist to sit on the committee.

Councilmember Chavez suggested the Mayor be involved as one of the members on this very important committee. Mayor Pro Tem Yu had no objections.

The Council concurred to appoint Mayor Vizcarra and Mayor Pro Tem Yu to the City Council Budget Ad Hoc Committee.

Councilmember Sternquist clarified her earlier comments to state that she never suggested the Lunar New Year celebration be cancelled, but that Councilmember Wong not represent the City in that capacity.

E. MAYOR VIZCARRA – None

**16. REIMBURSEMENTS OF EXPENSES PAID TO OFFICIALS FOR CONDUCT OF CITY BUSINESS – None**

**17. ADDITIONAL PUBLIC COMMENTS ON ITEMS NOT LISTED ON THE AGENDA**

Peggy Miller, Temple City resident, regarding the City/School District Ad Hoc Committee discussions regarding a pool and gym, relayed her concerns of City funding in these areas because in the past the District has set limitations on community use of the pool. She asked the Committee to please consider funding for such in our own recreation center rather than investing in the School District's property.

Mary Burke, Temple City resident, said she has suggested having a question and answer item added to the agenda to ask questions. For instance, she wished to ask Councilmember Wong, after listening to her, if she is or is not involved with the Lunar New Year celebration and if it is to be cancelled.

Councilmember Wong stated she did not say she would cancel the event. It is not her decision to cancel the event; it would be a decision for the Council or the Chinese American Association.

Ms. Burke also referred to a previous speaker's complaint about parking permits and relayed a situation in which her neighbor received a parking citation which she felt was unfair. She also requested handouts at the Council meetings for items dealing with ordinances or anything that might affect potential problems. She appreciated being informed of what is going on through the City Manager's report, which she felt was very well put together.

Jerry Jambazian, Temple City businessman, thanked Mayor Vizcarra and the Council for the tour of the Homestead Museum and said there was a photo gallery of the event on the Chamber website. Regarding the graffiti removal contract, he suggested that every property and business owner receive a consent form for the City to immediately go out and remove graffiti. The form could be sent at the same time as the business license renewals. He commended Councilmember Sternquist for having the fortitude for saying what she said and hoped the Lunar New Year event is not cancelled and does not hinge on Councilmember Wong. He appreciated the work she has done in past years, but agreed she should remove herself at this particular time and hoped the Association comes up with another spokesperson.

**19. ADJOURNMENT**

The City Council Regular Meeting adjourned at 10:51 p.m.

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Mayor

ATTEST:

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City Clerk