



CITY OF AZUSA

MINUTES OF THE CITY COUNCIL

REGULAR MEETING

TUESDAY, JANUARY 20, 2009 – 6:30 P.M.

The City Council of the City of Azusa met in regular session at the above date and time in the Azusa Auditorium, located at 213 East Foothill Boulevard, Azusa, CA, 91702.

CLOSED SESSION

Closed Sess

The City Council recessed to Closed Session at 6:33 p.m. to discuss the following:

Recess

1. **REAL PROPERTY NEGOTIATIONS (Gov. Code Sec. 54956.8)**

Real Prop
Negotiations

Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Under Negotiation: Price and Terms of Payment

ATLANTIS GARDENS

Address:

Negotiator:

- | | |
|---|-------------------------------------|
| a. 600 East. 6th Street. (APN 8612-001-017) | Morgan Stanley MTG 2006-13ARX Trust |
| b. 630 Glenfinnan (APN 8612-001-060) | Mario & Nerelys Acosta |
| c. 629 Glenfinnan (APN 8612-001-014) | Edgardo and Neneth S. Arce |
| d. 627 East Lime Ave. (APN 8612-001-039) | Augustine A. Juarez |
| e. 618 Glenfinnan Ave. (APN 8612-001-100) | Ramirez Gilbert Trust |
| f. 630 E. Cedarglen Dr. (APN 8612-001-049) | Lupe Rubio |
| g. 615 E. Cedarglen Dr. (APN 8612-001-064) | Lupe Rubio |
| h. 601 E. Cedarglen Dr. (APN 8612-001-052) | Lupe Rubio |
| i. 667 Glenfinnan Ave. (APN 8612-001-010) | 5812 Coldwater Way |

2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov. Code Sec. 54956.9)**

Conf w/legal
Cnsl
AJDM D-Club

(a). AJDM v. City of Azusa, et al. Los Angeles Superior Court, Case No. BS111893 and City of Azusa v. AJDM Corp. Los Angeles Superior Court, Case No. KC051862. (D-Club)

3. **CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code Sec. 54957.6)**

Conf w/labor
Negotiator

Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Organizations: Executive Contracts

The City Council reconvened at 7:30 p.m. There was no reportable action taken in Closed Session.

Reconvened

Mayor Rocha called the meeting to order.

Call to Order

Cameron Crosby led in the Salute to the Flag.

Flag Salute

INVOCATION was given by Pastor Samuel Martinez of Christian Faith Center of the Valley

Invocation

ROLL CALL

Roll Call

PRESENT: COUNCILMEMBERS: GONZALES, CARRILLO, MACIAS, ROCHA

ABSENT: COUNCILMEMBERS: HANKS

ALSO PRESENT:

Also Present

City Attorney Hull, City Manager Delach, Assistant City Manager Makshanoff, Azusa Police Captain Gonzalez, Economic and Community Development Director Christianson, Assistant Community Development Director McNamara, Director of Public Works/Assistant City Manager Haes, Public Information Officer Quiroz, Administrative Services Director-Chief Financial Officer Kreimeier, Library Director Tovar, Director of Recreation and Family Services Jacobs, Recreation Superintendent Chavez, City Clerk Mendoza, Deputy City Clerk Toscano.

PUBLIC PARTICIPATION

Pub Part

Ms. Ginny Dadaian of Azusa Pacific University addressed Council announcing a new federal work study computer program at Azusa Recreation North which will be tutored by APU students; she presented a check in the amount of \$7,000 for the computer room.

G. Dadaian
Comments

Mr. Lewis of Azusa High School and students of the Academy of the Arts thanked Council for their recent donation of \$100 and talked about their trip to New York; announced new plays by the Academy; invited all to attend and talked about opportunities for advertising; for more information call 812-3416.

AHS Academy
Of the Arts
Mr. Lewis

Mr. Jim Gore of Vulcan Materials announced Open House being held on January 31, 2009, from 10:00 a.m. – 12:30 p.m. at the Azusa Woman’s Club to provide information on the Azusa Rock proposed project.

J. Gore
Vulcan Mat

Mr. Paul Naccachian proved an update on his campaign; invited all to visit his Campaign Headquarters; provided an overview of his background in Azusa and qualifications to run for Council; thanked all volunteers; invited all to join his campaign, for more information call 334-1168.

P. Naccachian
Comments

Mr. Sal Martinez of Azusa American Little League announced sign ups on Saturday, January 24th; thanked Council for past support and requested additional support for paint for bleachers, structures, and monetary donations and invited all to Opening Day on March 7th. He invited city businesses to advertise with banners.

S. Martinez
Comments

Ms. Irene Villapania CEO of the Azusa Chamber of Commerce provided an update on Chamber activities; announced City Council Candidate’s Forum on Thursday, January 29th, 2009, from 6:30 p.m. – 8:30 p.m. at the Azusa Senior Center. She also announced the “Meet & Greet for the City Council, City Clerk and City Treasurer candidates on Saturday, February 7, 2009 from 10 a.m. – 12 p.m. She invited all to submit Valentines to be sent to soldiers.

I. Villapania
Comments

Mr. Richard Soto owner of Rene’s Café requested that he be allowed to place signs out in front of his business, and he asked for more police patrol in that area as he was recently robbed.

R. Soto
Comments

Ms. Aixa Pagan of U.S. Census Bureau talked about the 2010 Census and provided information. She asked for Council’s help in recruiting applicants in the community. She noted that information can only be used for statistical purposes; the need for people in the community to apply for jobs to work within the community and that information is with the City Clerk, Library and Senior Center.

A. Pagan
Comments

Mr. Mike Ortiz advised that he spoke to one of the managers of Marie Calendars who said business is slow because they no longer can fly the banner on the corner and have had to lay off employees. He asked Council to reconsider the sign ordinance and have a business friendly environment.

M. Ortiz
Comments

City Manager Delach advised that the new code does allow businesses to fly banners, but they are not allowed permanently, and they need to follow procedures.

City Mgr
Comment

Mr. David Casarrubias and Selina Garcia announced that Gladstone and Azusa High Pep Squads are having a recycling event and need computers, monitors, etc. to use throughout the school year; for more information call Rosa at 922-2867; the event will be held in Covina.

D. Cassarrubias
S. Garcia
Comments

Mr. Nick Rosales announced that there is a mail box missing in the downtown area and it is needed to the high density of people and businesses. He stated that he is major participant of Operation Santa Clothes and detailed the program; for more information call Cathy at 966-7521. He invited all to a meet and greet on Saturday, January 24th noon and fundraiser at 6 p.m.

N. Rosales
Comments

Mr. Art Morales asked why some candidates cannot be part of the forum; expressed his opinion regarding several issues and announced that he is a candidate for city clerk.

A. Morales
Comments

Captain Gonzalez responded to question regarding the area of Mr. Soto’s restaurant and stated he would look into the issue; he talked about the clean up in the area. City Manager Delach was directed to send Council a condensed version of the Banner Section of the Code. Ms. Villapania of the Chamber responded to Mr. Morales’ questions regarding the Candidates Forum and she needed to consult with the Board of Directors in order to consider making changes.

S. Gonzales
I. Villapania
Comments

REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF

Rpts/Updates

Director of Recreation and Family Services Jacobs reported on the Park Improvement Project completed in the calendar year of 2008; he and Recreation Superintendent of Parks Chavez responded to questions posed. City Manager Delach announced that the repainting of the bridge on Foothill is complete.

J. Jacobs
Update Parks
City Mgr

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Gonzales and unanimously* carried to approve request for sponsorship in the amount of \$200 for Center Middle Schools’ 1st Annual Cougar Soccer tournament.

Cougar Soccer
Tournament
Sponsorship

Moved by Councilmember Gonzales, seconded by Councilmember Macias, and unanimously* carried to approve request for proclamation for Sara Shankin in honor of her retirement from Azusa Unified School District.	Proc to S. Shankin
Councilmembers expressed appreciation to staff and the Human Relations Commission for the Hands Across Azusa Event held in Honor of Dr. Martin Luther King Jr. on Sunday, January 18, 2009.	Appreciation to Staff MLK
Mayor Pro-Tem Carrillo asked that staff be directed to report on the impact on Azusa regarding the potential NFL stadium in the City of Industry and a possible letter of support. He then commented on the Presidential Inauguration held this date and the hopes for the future.	Carrillo Comments
Councilmember Gonzales thanked staff, the Regency Theater and Emmit and Andrew Tracher for allowing two theaters to be used to broadcast the Presidential Inauguration with an audience of 600 High School students.	Gonzales Comments
Councilmember Macias requested the following: response to letter regarding Library issues; the feasibility of a public art ordinance; feasibility of annexing Lario Park into the City, and the feasibility of redesign of U.S. Post Office on long range plans. He complemented staff on the Canyon Park and Railroad overpass.	Macias Comments
Mayor Rocha asked that the meeting be adjourned in memory of Angelo Evangelista, Jane Watanabe, Jane Torrance and Michael Luna Peña. He thanked Regency Theater and Tracher for allowing the students to view the Presidential Inauguration.	Rocha Comments
Mr. Jeffrey Cornejo of the Cultural and Historic Preservation Commission addressed Council providing background on the commission and talked about its purpose. He requested that a formal survey, workshop and/or program be held to include lists of designated historical sites, the Mills Act and perhaps a consulting firm to complete the process. Discussion was held regarding the issue and the City Manager agreed to come back with information on a process, potential cost, etc.	J. Cornejo Update ion Cult & Hist Preservation
<u>SCHEDULED ITEMS</u> None.	Sched Items None
The <u>CONSENT CALENDAR</u> consisting of Items D-1 through D-7, was approved by motion of Mayor Pro-Tem Carrillo, seconded by Councilmember Gonzales and unanimously* carried with the exception of items D-2 and D-6, which were considered under the Special Call portion of the Agenda.	Consent Calendar D-1 - D-7 D-2, 6, Spec Call
1. The minutes of the regular meeting of January 5, 2009, were approved as written.	Min appvd
2. SPECIAL CALL ITEM.	Spec Call
3. The Notice of Completion for the renovation of the Memorial Park North Recreation Center in the amount of \$273,779.55 was approved and staff was authorized to file same with the Los Angeles County Clerk.	NOC Mem Pk North Rec Cntr
4. The landscaping improvements to the median of the Promenade ranging from Azusa Veterans Way to the traffic circle at Palm Drive were approved; the 120 -day warranty period commenced and the \$20,000 cash warranty bond for landscaping was accepted.	Landscape Improvements Promenade
5. A JOINT RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES ACTING ON BEHALF OF THE Los Angeles County General, Los Angeles County Consolidated Fire Protection District, Los Angeles County Flood Control, THE BOARD OF DIRECTORS OF COUNTY SANITATION DISTRICT NO. 22 OF LOS ANGELES COUNTY, AND THE GOVERNING BODIES OF City of Azusa, San Gabriel Valley Municipal Water District, APPROVING AND ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION TO COUNTY SANITATION DISTRICT NO. 22. (Azusa Valley Water Company's Canyon Water Treatment Plant).	Res. 09-C5 Joint Reso County Sani WTP
6. SPECIAL CALL ITEM.	Spec Call
7. The following resolution was adopted and entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA ALLOWING CERTAIN CLAIMS AND DEMANDS AND SPECIFYING THE FUNDS OUT OF WHICH THE SAME ARE TO BE PAID.	Res. 09-C6 Warrants

SPECIAL CALL ITEMS Spec Call Items

Councilmember Gonzales addressed the Human Resources Action Items requesting to abstain from the promotion of Marcos Gonzales Jr. as he is his brother. Mayor Rocha requested clarification on dates of effective actions entitled "TBD" and staff responded that they are pending due to physical or administrative paperwork needed. Gonzales
Rocha
Comments

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Gonzales (except as noted above) and unanimously* carried to approve Human Resources Action Items as follows: HR Action Items Approved

Merit Increase and/or Regular Appointments: R. Lopez, H. Voung, M. Bauer, S. Jauregui, and T. Montague.

Promotions: Garrett Conrad, Welder/Water Distribution Worker I, effective January 21, 2009.

Marcos Gonzales, Jr. Recreation Superintendent-Programs and Services, effective January 21, 2009.

VULCAN MATERIALS CONTRACT FOR PROJECT MANAGER, ENVIRONMENTAL IMPACT ANALYSIS, GEOLOGY AND FINANCIAL SERVICES.

Vulcan Rocha
Comments
Rocha
Questions

Economic and Community Development Director Christianson responded to question regarding compensation stating that there is a total amount of the contract including a 10% contingency and if the project goes over the amount and the amount is under \$75,000, the City Manager will have authorization to approve the overage and if it goes over the amount it will come back to Council; he stated that Vulcan Materials will put the money up for the project; this would be an amendment to the contract. Mayor Rocha also requested that the word "should" in the Fiscal Impact be changed to "will be no impact to the City's General Fund".

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Gonzales and unanimously* carried to approve Lilburn Corporation to provide consultant services for project management, environmental impact report preparation, geology analysis, and financial analysis in conjunction with the proposed Vulcan Materials revised conditional use permit and reclamation plan project, and authorize the City Manager to execute the City's standard professional services agreement in the amount of \$330,846.

Vulcan Materials
Contract for
Project Manager

THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONVENE AT 9:09 P.M. THE CITY COUNCIL RECONVENED AT 9:10 P.M.

CRA Convene
Cncl reconvened

Mayor thanked Maricela Cueva and Martin Quiroz for their help in obtaining the Regency Theater for students to watch the Presidential Inaugural Address and the media coverage.

Thanks to
Cueva & Quiroz

It was consensus of Councilmembers to adjourn in memory of Jane Watanabe, Jane Torrance, Michael Luna Peña and Angelo Evangelista, former City Employee of the City of Azusa.

Adjourn in
Memory of J.
Watanabe, J.
Torrance, M. L.
Peña, and A.
Evangelista

UPCOMING MEETINGS:

Upcoming
Meetings

January 26, 2009, Utility Board Meeting – 6:30 p.m. (Light and Water Conference Room)

February 2, 2009, City Council Meeting – 6:30 p.m. (Auditorium)

February 17, 2009 (Tuesday) City Council Meeting - 6:30 p.m. (Auditorium)

February 23, 2009, Utility Board Meeting – 6:30 p.m.

TIME OF ADJOURNMENT: 9:12 P.M.

CITY CLERK

NEXT RESOLUTION NO. 2009-C7.

NEXT ORDINANCE NO. 2009-O1.

* Indicates Councilmember Hanks absent.