



CITY OF AZUSA
MINUTES OF THE CITY COUNCIL
REGULAR MEETING

MONDAY, FEBRUARY 2, 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.

CEREMONIAL

Ceremonial

Certificates of appreciation were presented to the following for their help during the holiday food drive: Azusa Unified School District - all schools, MOT, Elaine Dominguez, Knights of Columbus Manresa Council 3522, Coordinating Council, Christbridge Academy, CCD, Chamber of Commerce; Toy Drive: Canyon City Car Club, Robert Gonzales, Mike Milton, Kohl's, PT Cruisers, Jim Hill and the drivers who picked up the food from the various locations. Certificates of Appreciation Holiday Food/ Toy Drive

Proclamation to John Dierking for Services to the City as a Planning Commissioner was not presented; it will be delivered to him. Proclamation J. Dierking

CLOSED SESSION

Closed Sess

The City Council recessed to Closed Session at 7:06 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

Address:

Negotiator:

- a. 858 N. Azusa Ave. Unit #A, Azusa, CA Stop 4 Water (Business Owner - MS LY C. Chong) 858 N. Azusa
b. 858 N. Azusa Ave. Unit #D, Azusa, CA Star Nails (Business Owner – My Nguyen & Peter Che)

ATLANTIS GARDENS

Atlantis Gardens

Address:

Negotiator:

- c. 606 Glenfinnan Avenue, Azusa, CA Martha & Filemon Barrientos
d. 618 Glenfinnan Avenue, Azusa, CA Ramirez Gilbert Trust
e. 629 Glenfinnan, Azusa, CA Edgardo and Neneth S. Arce
f. 630 Glenfinnan, Azusa, CA Mario & Nerelys Acosta
g. 641 Glenfinnan Avenue, Azusa, CA Gonzalo Cruz
h. 644 Glenfinnan Avenue, Azusa, CA Judy & Darrol Holm
i. 601 N. Cedarglen Avenue, Azusa, CA Lupe Rubio
j. 615 N. Cedarglen Avenue, Azusa, CA Lupe Rubio
k. 616 N. Cedarglen Avenue, Azusa, CA Louis P. Roman
l. 627 N. Cedarglen Avenue, Azusa, CA E R Cedarglen LLC
m. 628 N. Cedarglen Avenue, Azusa, CA Guillermo Martinez
n. 630 N. Cedarglen Avenue, Azusa, CA Lupe Rubio
o. 627 E. Lime Street, Azusa, CA Augustine A. Juarez

2. **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 7:38 p.m. There was no reportable action taken in Closed Session at this time and remaining items will be discussed at the end of the meeting. Reconvened

Mayor Rocha called the meeting to order. Call to Order

Ms. Veronica Verdugo led in the Salute to the Flag. Flag Salute

INVOCATION was given by Reverend Rick Mac Donald of Azusa House of the Nations Invocation

ROLL CALL

Roll Call

PRESENT: COUNCILMEMBERS: GONZALES, CARRILLO, MACIAS, HANKS, ROCHA
ABSENT: COUNCILMEMBERS: NONE

ALSO PRESENT:

Also Present

City Attorney Carvalho, City Manager Delach, Assistant City Manager Makshanoff, Azusa Police Chief Garcia, Economic and Community Development Director Christianson, Assistant Community Development Director McNamara, Director of Public Works/Assistant City Manager Haes, City Treasurer Hamilton, Public Information Officer Quiroz, Administrative Services Director-Chief Financial Officer Kreimeier, Library Director Tovar, City Clerk Mendoza, Deputy City Clerk Toscano.

PUBLIC PARTICIPATION

Pub Part

Ms. Robin Russek expressed concern regarding Dalton School student pick-up area traffic and traffic congestion at Citrus and Foothill; she offered suggestions for resolution and traffic solutions. She also announced the Relay for Life at APU on April 25th and 26th from 9 a.m. to 9 a.m; first meeting will be held on 2/4/09 in the Library Auditorium at 7 p.m., for more information call 712-6302.

R. Russek
Comments
Traffic and
Relay for Life

Mr. Nick Rosales addressed Council with concerns regarding the transparency of government and structured questions at the recent candidate's forum and lack of advertisement by the City. He expressed the need for the City to enhance its technology. He also expressed concern regarding graffiti and vandalism south of Third and Dalton.

N. Rosales
Comments

Ms. Karen Nutt of the Homework House invited all to the Annual Spring Live and Silent Auction on Friday, March 6, 2009, at 7:00 p.m. at the Azusa Pacific University Turner Campus Center.

K. Nutt
Comments

Mr. Steven Juarez President Azusa National Little League invited Council to Opening Day on Saturday, March 14, 2009 and thanked Council for the quick response to graffiti problems.

S. Juarez
Comments

Mr. Art Morales addressed Council announcing that tomorrow between 6-2 p.m. Denny's Restaurants will have a free grand slam; the success of the fund raiser of Eddie Alvarez dinner and requested people vote for Mr. Alvarez for Council.

A. Morales
Comments

Mr. Dennis Willut addressed Council expressing his opinion regarding comments at the last Council meeting; forums; Ranch Market; the economy; and credit card interest rates.

D. Willut
Comments

Mr. David Casarrubias of Gladstone Cheer requested information regarding the possibility of having a fireworks booth in order to help with cost for Cheer Camp.

D. Casarrubias
Comments

City Attorney Carvalho responded to question regarding advertising of events stating that a rule regarding use of public facilities is that the city cannot spend money to support candidates and the forum was sponsored by the Chamber of Commerce.

City Attorney
Comments

Discussion was held regarding the issue of Fireworks: existing ordinance, list of organizations that hold current permits and that staff and Mayor will meet with school staff to discuss the matter.

Discussion
Fireworks

REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF

Rpts/Updates

City Manager Delach stated that due to recent decline in fuel cost Athens Services have voluntarily rolled back their cost. He announced the Sharps Program where the City will be providing containers for disposal of needles which can be obtained from Azusa Light and Water.

City Manager
Comments

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Hanks and unanimously carried to approve request for certificates of recognition for two members of the Azusa Boxing Club who won silver medals in competition. Moved by Councilmember Gonzales, seconded by Mayor Pro-Tem Carrillo and unanimously carried to approve request for two \$100 sponsorships to both Boxers to help defray cost for competition to be held in Kansas. Moved by Councilmember Gonzales, seconded by Mayor Pro-Tem Carrillo and unanimously carried to approve \$100 sponsorship to Maribel Correa of Gladstone Choir.

Cert of Rec
Azusa Boxers
Sponsorships

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Hanks and unanimously carried to approve request for proclamation to Ms. Gale Ortega in honor of her retirement after 40 years of service to the Azusa Unified School District, to be presented the first meeting in March.

Proc to
G. Ortega

Mayor Pro-Tem Carrillo suggested that persons speaking about the City at the podium, research the validity of comments made, by contacting staff/council with questions.

Carrillo
Comments

Councilmember Macias announced that Council is in receipt of the draft EIR from the State Department of Transportation for the possible re-opening of Highway 39 to Route 2. He stated that they will be having a hearing on February 24, 2009 at the Azusa Senior Center from 6:00 p.m. – 8:30 p.m. and requested that the City adopt a resolution at the next meeting in favor of the re-opening. He also announced that the Azusa Helping Hand will be celebrating its 40 th Anniversary on April 17, 2009 from 6:00 p.m. – 11:00 p.m. at the Azusa Woman’s Club; he asked that a proclamation be prepared in honor of the event.	Macias Comments
Councilmember Gonzales announced that on Wednesday, February 04, 2009, at 6:30 p.m. at the City Library he is hosting a workshop on his Safe House Program where information will be provided on criteria, and background of the program. He stated that this will insure walking routes for children coming to from school safely. He announced a fundraiser for the Peña Family at Max’s Restaurant on February 11, 2009 from 5:00 p.m. – 9:00 p.m.	Gonzales Comments
Councilmember Hanks requested sponsorship for \$100 sponsorship for Maribel Correa of Gladstone Choir which was approved along with the other sponsorships earlier in the meeting.	Hanks Comments
Public Works Director/Assistant City Manager Haes announced that the City has arranged for transportation for residents in the area of Ranch Market to be taken to Stater Brothers Monday – Friday at 10 a.m., 2 p.m. and 5:20 p.m. and on Saturday from 10 a.m. – 1 p.m. every half hour and on Monday – Friday there will be a second pick up at the Senior Center. Pick up times will be posted at both locations.	T. Haes Comments
Mayor Rocha requested that the meeting be adjourned in memory of Eddie Rubio. He announced tree planting on Saturday, February 7 th at the n/w corner San Gabriel and Sierra Madre. He stated that Azusa is in its 6 th Year of being designated a Tree City by the Arbor Day Foundation; he noted standards. He announced on Saturday, February 7, 2009 from 10 a.m. – 12 p.m. at the Senior Center there will be a “Meet & Greet for the City Council, City Clerk and City Treasurer candidates and on February 11, 2009 at 9:45 a.m. there will be a Ribbon Cutting for the new fresh & easy.	Rocha Comments
<u>SCHEDULED ITEMS</u>	Sched Items
City Manager Delach presented the proposed ordinance stating that as a result of AB 2987 which took franchising of local cable television operation from local government and placed it with State government, it relieved the cable television company of the responsibility to maintain local origination programming. The ordinance is in compliance with State Law which will allow an increase fee of 1% to help the City defray the cost of doing those services.	City Manager Comments
Councilmember Hanks offered an Ordinance entitled:	
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, AMENDING THE AZUSA MUNICIPAL CODE TO ADD AN ARTICLE REGARDING THE ESTABLISHMENT OF FRANCHISE FEES, PUBLIC ACCESS SUPPORT FEES AND CUSTOMER SERVICE PENALTIES FOR STATE FRANCHISE HOLDERS PROVIDING VIDEO SERVICE WITHIN THE CITY OF AZUSA.	1 st Rdg Ord Establish Franchise Fee Public Access & Cust Svs
Moved by Councilmember Hanks, seconded by Councilmember Macias and unanimously carried to waive further reading and introduce ordinance.	
The <u>CONSENT CALENDAR</u> consisting of Items D-1 through D-12 was approved by motion of Councilmember Gonzales, seconded by Mayor Pro-Tem Carrillo and unanimously carried with the exception of items D-1, and D-10, which were considered under the Special Call portion of the Agenda.	Consent Calendar
1. The minutes of the regular meeting of January 20, 2009, and Special Meeting of January 12, 2009, were approved as written. Councilmembers Hanks and Gonzales abstained from the first meeting.	Min appvd Abstn Hanks/Gonzales
2. Human Resources Action Items were approved as follows: Merit Increase and/or Regular Appointments: P. Adame, M.Czarnota, A. Solis. Flex Staffing: Mark Bowman, Water Production Operator.	HR Action Items
3. The City Treasurer’s Report as of December 31, 2008, was received and filed.	Treas Rpt
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, DECLARING HAZARDOUS BRUSH, DRY GRASS, WEEDS, COMBUSTIBLE GROWTH OR FLAMMABLE VEGETATION, TO INCLUDE ORNAMENTAL VEGETATION, IN THE CITY OF AZUSA A SEASONAL AND RECURRING NUISANCE, AND SETTING THE DATE AND TIME OF FEBRUARY 17, 2009, AT 7:30 P.M., TO CONDUCT A PROTEST HEARING FOR AFFECTED PROPERTY OWNERS BEFORE THE CITY COUNCIL.	Res. 09-C10 Weed Abatement Improved Properties
5. Approval was given to authorize staff to solicit bids for the following Capital Improvement Projects: 2nd Floor City Hall Remodel (11006A) and “Light” Building Remodel (73009F). Approve the consolidation of both Capital Improvement Projects (11006A & 73009F); both projects are funded from the Public Works Endowment Fund.	Solicit Bids for Remodel 2 nd Fl Remodel & Light Bldg at Yard

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| 6. | Approval was given to award a contract to Superior Alarm System Inc., in the amount of \$15,076.16 for a security access system at the City Yard. | Superior Alarm Inc. |
| 7. | Approval was given for two Notices of Completion for the following projects and staff was authorized to file the Notices of Completion with the Los Angeles County Clerk: Painting of the Railroad Bridge - \$26,500 - Southwest Coatings, and Painting of the City Logo, Route 66 Logo, and Lettering & Striping - \$17,500 – Creative Graphics. | NOC Painting RR Bridge & City Logo |
| 8. | Staff was authorized to solicit proposals to obtain topographic survey and mapping services for Foothill Boulevard between Todd Avenue and Orange Avenue. | RFP Mapping Services |
| 9. | A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA APPROVING THE LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEMS (LA-RICS) JOINT POWERS AGREEMENT (JPA) THUS AUTHORIZING THE CITY’S MEMBERSHIP IN THE LA-RICS AUTHORITY; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE JPA AGREEMENT. Approval was given to direct Staff to report back on the status of the LA-RICS Authority prior to the adoption of the funding plan with a recommendation on whether to continue the City’s membership in the JPA at that time. | Res. 09-C11
LA-RICS
JPA |
| 10. | SPECIAL CALL ITEM. | Spec Call |
| 11. | A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA DECLARING ITS SUPPORT FOR LA WORKS’ CONTINUED MANAGEMENT AND OPERATION OF WORKFORCE INVESTMENT ACT PROGRAMS IN THE EAST SAN GABRIEL VALLEY | Res. 09-C13
Support of Workforce Investment Act WIA |
| 12. | 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-C14
Warrants |

SPECIAL CALL ITEMS

Spec Call Items

Mayor Pro-Tem addressed item regarding support of the NFL stadium in the City of Industry noting that there are many benefits in the City, Valley and Region. Mayor Rocha advised that there was not enough information and he would be abstaining from the item.

Carrillo-Rocha Comments

Mayor Pro-Tem Carrillo offered a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA DECLARING ITS SUPPORT FOR THE CONSTRUCTION OF A NATIONAL FOOTBALL LEAGUE (NFL) STADIUM IN INDUSTRY, CALIFORNIA.

Res. 09-C12
Support of NFL Stadium Industry

THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONVENE AT 8:34 P.M. THE CITY COUNCIL RECONVENED AT 8:35 P.M.

CRA Convene
Cncl reconvened

The City Council recessed to Closed Session at 8:35 p.m. and reconvened at 9:20 p.m. and there was no reportable action taken.

Closed Session
Rec/Reconvened

It was consensus of Councilmembers to adjourn in memory of Eddie Rubio.

Adjourn in
Memory of
Eddie Rubio

UPCOMING MEETINGS:

Upcoming Meetings

- February 17, 2009 (Tuesday) City Council Meeting - 6:30 p.m. (Auditorium)
- February 23, 2009, Utility Board Meeting – 6:30 p.m.
- March 2, 2009, City Council Meeting – 6:30 p.m. (Auditorium)
- March 16, 2009, City Council Meeting – 6:30 p.m. (Auditorium)

TIME OF ADJOURNMENT: 9:21 P.M.

CITY CLERK

NEXT RESOLUTION NO. 2009-C15.

NEXT ORDINANCE NO. 2009-O1.