



**CITY OF AZUSA**

**MINUTES OF THE CITY COUNCIL**

**REGULAR MEETING**

**TUESDAY, FEBRUARY 17, 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

Mr. Adrian Greer of Homework House addressed Council and staff with thanks for attending their meeting to address concerns they had.

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

Recess

**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

**DOWNTOWN NORTH**

Downtown North  
A-2 & A-3  
Project

**A-2 & A-3 PROJECT**

Address: 858 N. Azusa Avenue, Azusa, CA 91702  
Negotiating Parties: Howard J. and Janet J. Choi  
Address: 832 N. Azusa Avenue, Azusa, CA 91702  
Negotiating Parties: Alexios & Tashia Vagenas  
Address: 826 N. Azusa Avenue, Azusa, CA 91702  
Negotiating Parties: City of Azusa and Azusa Redevelopment Agency/Dr. Martin Habern  
Address: 830 N. Azusa Avenue, Azusa, CA 91702  
Negotiating Parties: Donna M. Matson  
Address: 812 N. Azusa Avenue, Azusa, CA 91702  
Negotiating Parties: John R. & Lillian O. Cortez, Cortez Family Trust  
Address: 801 N. Alameda Avenue, Azusa, CA 91702  
Negotiating Parties: John R. & Lillian O. Cortez, Cortez Family Trust  
Address: 810 N. Alameda Avenue, Azusa, CA 91702  
Negotiating Parties: 810 Alameda, LLC  
Address: 803 N. Dalton Avenue, Azusa, CA 91702  
Negotiating Parties: City of Azusa and Azusa Redevelopment Agency/Ramirez Masonry  
Address: 805 N. Dalton Avenue, Azusa, CA 91702  
Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency  
Address: 809 N. Dalton Avenue, Azusa, CA 91702  
Negotiating Parties: Raygoza, Jose M. and Mateos, Sandra G.

Address: 624 – 630 N. San Gabriel Avenue, Azusa, CA 91702  
Negotiating Parties: JK Partnership

JK Partnership

Property Address: 630 Glenfinnan (APN 8612-001-060), Azusa, CA 91702  
Negotiating Parties: Mario & Nerelys Acosta

Acostas

The City Council reconvened at 7:36 p.m. There was no reportable action taken in Closed Session.

Reconvened

Mayor Rocha called the meeting to order.

Call to Order

Michael Ramish of the Boy Scouts 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, HANKS, ROCHA

**ABSENT:** COUNCILMEMBERS: NONE

**ALSO PRESENT:**

Also Present

City Attorney Hull, City Manager Delach, Assistant City Manager Makshanoff, Azusa Police Chief Garcia, Economic and Community Development Director Christianson, Director of Information Technology Graf, Assistant Community Development Director McNamara, Director of Public Works/Assistant City Manager Haes, City Treasurer Hamilton, Public Information Officer Quiroz, Library Director Tovar, Assistant City Librarian Shahsavari, City Clerk Mendoza, Deputy City Clerk Toscano.

**PUBLIC PARTICIPATION**

Pub Part

Mr. Mike Lee addressed Council welcoming all to the meeting; reminded all to vote on March 3<sup>rd</sup> and wished all the candidates good luck. He invited all to visit local businesses and expressed his opinion regarding concerns he had.

M. Lee  
Comments

Ms. Elena Castruita addressed Council and asked if the city is buying property in the area where she lives, Atlantis Gardens, and if the Redevelopment Agency has any incentive programs.

E. Castruita  
Comments

Ms. Sylvia Contreras and Gloria Calderon announced that they will be chairing the Golden Days Committee; invited all to attend meeting and thanked Council for past support. She introduced members in attendance and others in the committee.

S. Contreras

Ms. Rene Bailey on behalf of the Azusa Chamber of Commerce, addressed Council speaking in support of the re-opening of Highway 39 and Crystal Lake; detailed the importance of its re-opening and benefits to the community, and announcing that a Public Hearing will be held on February 24, 2009 at the Azusa Senior Center from 6:00 p.m. – 8:30 p.m.

R. Bailey  
Comments

Mr. Eddie Alvarez addressed Council stating that he is in favor of the re-opening of Highway 39. He then expressed concern regarding the proposed Materials Recovery Facility located at the northeast corner of Gladstone and the possible traffic congestion; it's true net benefits; a preliminary review; and if the benefits outweigh the positive and the negatives. .

E. Alvarez  
Comments

Mr. Nick Rosales addressed Council stating that the community should stand next to the youth of today and tomorrow; work together to cut taxes; have a business friendly environment; and be of good will; professionalism, and accountability. He reminded all that he is a candidate for the upcoming City Council election and will trim unnecessary spending; have safer streets; and more shopping centers.

N. Rosales  
Comments

Mr. Art Morales addressed Council announcing a Special 90<sup>th</sup> Birthday of his Aunt Inez Silva Barbosa Lopez Noriega. He stated that there is a need for more signage/advertisement of the shuttle from the old Ranch Center to Stater Bros. and suggested that it be able to stop at other stores. He reminded all to vote on March 3, 2009,

A. Morales  
Comments

Mr. Arthur Vasquez Jr. addressed Council urging all to contact legislators to demand that they approve the State budget as many entities, including the Azusa Unified School District are anticipating budget cuts, but need the State budget approved.

A. Vasquez  
Comments

Mr. Juan Perez, who resides in the area of Atlantis Gardens, asked that the city consider the people who reside there before making any decisions about the property; he talked about the advantages of Homework House and how it has helped him, and stated he would like the area to remain how it is now.

J. Perez  
Comments

Mr. Alex Zavala, of and speaking on behalf of the residents of Atlantis Gardens, addressed Council stating that many children in the audience are soon to be homeless; the families don't speak English; low income; no options, and have ninety days to vacate their apartments. He stated that his manager thinks if she evicts every one in the apartments she will be able to sell. He asked that they try and understand their situation and would like help to relocate.

A. Zavala  
Comments

City Manager Delach responded to questions posed regarding Atlantis Gardens; Azusa Land Reclamations and its application for a Materials Recycling Facility; Shuttle Service to Stater Bros and other possible locations; and Section 8 Housing and help for certificate holders.

City Mgr  
Comments

**REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF**

Rpts/Updates

City Manager Delach invited Council to the Canyon City Foundation Reception on February 22, 2009 at 3 p.m. to acknowledge recipients of past grants and the progress on projects.

City Mgr  
Comment

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Gonzales and unanimously carried to approve a request for sponsorship of Girls JV/Varsity Softball Team from Azusa High School in the amount of \$200 in order to raise funds for uniforms and equipment.	Sponsorship AHS Softball
Moved by Councilmember Gonzales, seconded by Mayor Pro-Tem Carrillo and unanimously carried to approve request for proclamation in celebration of an 80 <sup>th</sup> surprise birthday party.	Proclamation Surprise bd party 80 <sup>th</sup>
Assistant City Librarian Shahla Shahsavari announced and provided a brief presentation of the Library Department's new bookmobile service. She invited all to the March 11 <sup>th</sup> launch of the Bookmobile.	S. Shahsavari Comments
Mayor Pro-Tem Carrillo congratulated Library Staff on the success of the Library Bookmobile; congratulated the Mayor and City Staff on the success of the State of the City; and congratulated Fresh & Easy business on its successful grand opening; he talked about business friendly-signage options.	Carrillo Comments
Councilmember Macias advised that the plaque on the north monument is in need of repair; asked about Rosedale resident's signage; noted a lot of speeding on Sierra Madre and asked for a speed trailer; stated he is in favor of Highway 39 opening and stated that the City is business friendly. City Manager Delach responded stating that the street signs in Rosedale are up and installed and the park signs are in the works.	Macias Comments
Councilmember Gonzales announced that there will be an Azusa Day at Dodger Stadium on August 8 <sup>th</sup> and that tickets are available for \$15 each which will include transportation; raffles, etc.	Gonzales Comments
Mayor Rocha invited community to join him for a clean on Palm Drive on Saturday, February 28 <sup>th</sup> at 8 a.m. He noted the success of the grand opening of Fresh & Easy.	Rocha Comments
<b><u>SCHEDULED ITEMS</u></b>	Sched Items
LOS ANGELES COUNTY FIRE DEPARTMENT WEED ABATEMENT PROTEST HEARING. Economic and Community Development Director Christianson presented the Informal Public Hearing regarding those improved properties that need weed abatement. He stated the properties on the list have been notified; Los Angeles County Fire will go out and do inspections; property owners will need to clean up; if they don't, the Fire Department will clean up and charge owners; compliance date is in April.	Los Angeles Co. Weed Abatement Improved Properties
The Mayor declared the Informal Public Hearing open. The City Clerk read the affidavit of proof of publication of notice of said hearing published in the San Gabriel Valley Tribune on February 6, 2009. Testimony was solicited, but none was received.	Informal Hrg Open Testimony None
Moved by Councilmember Hanks, seconded by Mayor Pro-Tem Carrillo and unanimously carried to close the Informal Public Hearing.	Hrg Closed
Moved by Councilmember Hanks, seconded by Councilmember Gonzales and unanimously carried to approve the motion and abatement order directing abatement of the nuisance by removing all weeds and rubbish from the affected improved parcels.	Abatement Order Approved
REIMBURSEMENT AGREEMENT WITH AZUSA LAND RECLAMATION COMPANY, INC., FOR A PROPOSED MATERIALS RECOVERY FACILITY LOCATED AT THE NORTHEAST CORNER OF GLADSTONE ST. AND IRWINDALE AVE. Assistant Community Development Director McNamara addressed the item stating that the item is a reimbursement agreement to allow staff to properly analyze and process the materials recovery facility application that Waste Management has submitted. City Manager Delach responded to questions posed by Councilmembers that the applicant is agreeing to pay for costs and legal work. Mr. Mike Hammer of Waste Management also addressed council and responded to questions posed. City Attorney noted that the address of the applicant on the Agreement has been modified. Mayor Rocha asked if there will be an RFP for the Project Management and CEQA Review; staff responded yes.	Reimbursement Agreement w/ Azusa Land Reclamation
Moved by Councilmember Hanks, seconded by Councilmember Gonzales and unanimously carried to approve a Reimbursement Agreement with Azusa Land Reclamation Company, Inc., for a proposed Materials Recovery Facility located at the northeast corner of Gladstone Street and Irwindale Ave ("The Property")	Reimbursement Agreement ALR Approved
The <b><u>CONSENT CALENDAR</u></b> consisting of Items D-1 through D-9 was approved by motion of Mayor Pro-Tem Carrillo, seconded by Councilmember Hanks and unanimously carried with the exception of items D-2, 4, 7, and D-8, which were considered under the Special Call portion of the Agenda.	Consent Calendar D-1-9, 4, 7, 8, Special Call
1. The minutes of the regular meeting of February 2, 2009, were approved as written.	Min appvd
2. Human Resources Action Items were approved as follows: <b>Merit Increase and/or Regular Appointments:</b> R. Landeros, A. Magana, and L. Santamaria. <b>New Appointment:</b> Steven Martinez, Police Officer. <b>Promotions:</b> John Momot, Police Captain. Mayor Rocha congratulated John Momot on his promotion from Lieutenant to Police Captain.	HR Action Items

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| 3. | A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA DECLARING ITS SUPPORT FOR STATE HIGHWAY PROJECTS TO REOPEN STATE HIGHWAY 39 THROUGH TO STATE ROUTE 2 AND ENCOURAGING THE STATE OF CALIFORNIA TO PROCEED WITH ALL DUE HASTE TO FUND AND MAKE ADEQUATE REPAIRS TO INSURE THE HIGHWAY IS REOPENED AT THE EARLIEST POSSIBLE DATE.  | Res. 09-C15, supporting State Route-39 Reopening Project.             |
| 4. | SPECIAL CALL ITEM.   | Spec Call   |
| 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. (Annexation Number 397, Interpretive Center) | Res. 09-C16, approving the Tax Sharing Resolution Interpretive Center |
| 6. | Approval was given to award a contract to Transtech in an amount not to exceed \$50,000 for grant writing and administrative services.   | Transtech grant writing svcs  |
| 7. | SPECIAL CALL ITEM.   | Spec Call   |
| 8. | SPECIAL CALL ITEM.   | Spec Call   |
| 9. | The following resolution was adopted and entitled:<br><br>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-C17 Warrants  |

**SPECIAL CALL ITEMS**

Spec Call Items

Councilmember Hanks addressed item regarding solicitation of proposals to obtain topographic survey and mapping services asking what method they will using for the survey. Director of Public Works/Assistant City Manager Haes responded stating that they need to know the exact layout of the area before they do the design for it. City Manager Delach responded stating that he thinks its laser and GPS.

RFP Mapping Services

Moved by Councilmember Macias, seconded by Councilmember Hanks and unanimously carried to authorize staff solicit proposals to obtain topographic survey and mapping services for the intersection of Foothill Boulevard and Alosta Avenue.

RFP Approved

Councilmember Macias addressed item regarding the webcasting management software stating that he is in favor and asked for time table for implementation. Councilmembers expressed their support and appreciation for the new program. Director of Information Technologies Graf responded to questions posed stating that the program implementation would begin after the election; there will be no need for residents to download software; public service announcements and city information can be placed on the site; Granicus will be providing hardware, software and hosting services; server will store copies and they will bear all maintenance at a fixed cost for three years.

Granicus Webcasting software

Moved by Councilmember Macias, seconded by Councilmember Hanks and unanimously carried to waive formal sealed bids in accordance with Azusa Municipal Code using alternative purchasing procedures for purchases not involving public projects. Section 2-523 section B, computers: when purchasing computer software and 2-523 section C, no competitive market, authorize the purchase of the Granicus Webcasting management software and services in the amount of \$34,787.27 and authorize the City Manager to execute the agreement, per municipal code section 2-526.

Granicus Webcasting Management Services Approved

Councilmember Hanks addressed the addition of Pasadena to the Foothill Transit Joint Powers Authority, stating that he meets with Foothill Transit and there is a unanimous representation looking forward to this. Moved by Councilmember Macias, seconded by Councilmember Hanks and unanimously carried to approve the amended joint powers agreement which would add Pasadena to the Foothill Transit Joint Powers Authority (JPA).

JPA Foothill Transit – add Pasadena

**THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONVENED AT 8:58 P.M. THE CITY COUNCIL RECONVENED 9:33 P.M. THE CITY COUNCIL RECESSED AND THE AZUSA PUBLIC FINANCING AUTHORITY CONVENED AT 9:33. THE CITY COUNCIL RECONVENED AT 9:34 P.M.**

CRA Convene Cncl reconvened APFA Coveene Cncl reconvened

**ORDINANCES/SPECIAL RESOLUTIONS**

Ord/Spec Resos

Mayor Pro-Tem Carrillo 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.

Ord 09-01  
Franchise Fees  
Public Access  
Support Fees &  
Customer Service  
Penalties

Moved by Mayor Pro-Tem Carrillo, seconded by Councilmember Macias to waive further reading and adopt. Ordinance passed and adopted by the following vote to wit:

AYES: COUNCILMEMBERS: GONZALES, CARRILLO, MACIAS, HANKS, ROCHA  
NOES: COUNCILMEMBERS: NONE  
ABSENT: COUNCILMEMBERS: NONE

Discussion was held regarding the shuttle service for residents in the area of Ranch Market to shop other stores in Azusa; staff was given direction to research a reasonable route for residents.

Discussion  
Shuttle Route

Mrs. Jenny Avila, resident from Azusa since birth, provided a brief history of her family’s existence in Azusa and provided suggestions for Block 36 until the property is developed. She suggested that the City create a central park in the downtown area. She also talked about communication with State Legislators, stating that residents should not only write letter with concerns regarding the economy, but let them know they can get voted out of office if they don’t care about the people.

J. Avila  
Comments

It was consensus of Councilmembers to adjourn

Adjourn in

**UPCOMING MEETINGS:**

Upcoming  
Meetings

- February 23, 2009, Utility Board Meeting – 6:30 p.m.
- February 23, 2009, Special Meeting – Midyear Budget Review (Light and Water Conference Room- immediately following Utility Board Meeting).
- 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: 9:43 P.M.**

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**CITY CLERK**

**NEXT RESOLUTION NO. 2009-C18.**

**NEXT ORDINANCE NO. 2009-O2.**