



CITY OF AZUSA
MINUTES OF THE CITY COUNCIL
REGULAR MEETING

MONDAY, SEPTEMBER 21, 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 E. Foothill Boulevard, Azusa, CA 91702.

CLOSED SESSION

Closed Sess

The City Council recessed to Closed Session at 6:35 p.m. to discuss the following:

Recess

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

Real Prop
Negotiations
CBS Billboard

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

CBS BILLBOARD

- a. Address: 17525 E. Arrow Hwy
 Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency/CBS
 Outdoor (aka Viacom Outdoor)

b. **ENTERPRISE PROPERTY**

Enterprise
Property

- Address: 229 S. Azusa Avenue (APN 8614-014-058)
 Negotiating Parties: Rogers Lillie M/Roger Lillie M
 Address: 229 S. Azusa Avenue (APN 8614-014-056)
 Negotiating Parties: Rogers Lillie M/Roger Lillie M
 Address: (APN 8614-014-057) - No Address
 Negotiating Parties: Rogers Clifton & Lillie/Roger C & L /tr

c. **TALLEY PROPERTY**

Talley
Property

- Address: 621 N. Azusa Avenue, Azusa
 Negotiator: 621 Talley LLC

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

Conf w/labor
Negotiator

Agency Negotiators: City Manager Delach and Admin Svs Dir-CFO Kreimeier
 Organizations: IBEW

3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code Sec. 54957)**

Pub Emp
Evaluation

Title: City Manager

The City Council reconvened at 7:35 p.m. City Attorney Carvalho reported that action was taken to approve a Settlement Agreement with CBS Billboard, in Closed Session.

Reconvened
Report

Mayor Rocha called the meeting to order.

Call to Order

Ms. Candice Weir led in the Flag salute.

Flag Salute

INVOCATION was given by City Manager Delach.

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, Director of Public Works/Assistant City Manager Haes, Director of Recreation and Family Services Jacobs, Economic Development Director Christianson, Director of Information Services Graf, Acting City Librarian Shahsavari, Public Information Officer Quiroz, Revenue Supervisor Cawte, Controller Aguilar, Assistant Community Development Director McNamara, City Clerk Mendoza, Deputy City Clerk Toscano.

PUBLIC PARTICIPATION

Pub Part

Mr. Mike Lee addressed Council commenting on the following: thanks to fire fighters, condolences to the family of fallen retired Azusa Police Officer Randy Phillips, opinion regarding social issues, health care, and other issues and asked all to pray for troops. M. Lee
Comments

Ms. Julianne Smith of Azusa Pacific University addressed Council announcing the Azusa Reads, Writes and Counts and Azusa Calculates programs and introduced tutors who will be participating. J. Smith APU
Azusa Reads

Mr. Reginald Ray Johnson of Azusa High school addressed Council requesting sponsorship to raise funds for students to attend CADA (California Association of Director of Activities), he detailed. City Manager Delach was directed to send a donation in the amount of \$200 to Azusa High School. R. R. Johnson
Request Sponsor
CADA

Recreation Program Coordinator Adrian Martinez addressed Council and presented checks to Azusa and Gladstone High Golf Teams in the amount of \$500 each; these were proceeds from the Kids Come First Golf Tournament held in June. A. Martinez
Check Azusa
& Gladstone

Library Office Specialist Estella Gauslin invited the community to attend the Library Open House to be held on Thursday, September 24, 2009; she detailed the event which begins at 5 p.m. E. Gauslin
Lib Open House

Executive Director of the Azusa Chamber of Commerce I. Villapania invited all to the Taste of the Town event to be held on Tuesday, October 6, 2009, at the National Guard Armory from 5:00 p.m. – 8:00 p.m., tickets are \$25 before the event and \$35 at the door. I. Villapania
Comments
Taste of Town

Mr. Todd Priest invited all to attend a community meeting regarding Azusa Rock/Vulcan, to be held on Tuesday, September 22, 2009, at the Azusa Woman’s club at 6:30 p.m. T. Priest
Invitation Mtg

Mr. Jorge Rosales addressed Council regarding item E-2, Request for authorization to enter into a professional services agreement with Buxton Company to develop a retail market study in the amount of \$70,000. He stated that the selection procedure is in violation of section 2-517 of the Azusa Municipal Code, stating that service contracts in excess of \$10,000 should be done by RFP or RFQ. J. Rosales
Comments

City Attorney Carvalho responded to Mr. Rosales’ comment stating that another section of the code provides for exception to the rule and staff recommends it is in the City’s best interest not to go through the process. She stated that the City Manager has up to \$75,000 purchasing authority, and because of that exception to the rule brought it to the City Council for approval. City Attorney
Response

REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF

Updates/Cncl

Moved by Councilmember Gonzales, seconded by Councilmember Hanks and unanimously carried to authorize Library Department staff to work with City Clerk's office to issue 20-25 certificates of appreciation to donors to the Library’s Summer Reading Program for 2009, to be issued at the October 5th City Council Meeting. Cert of Apprec.
Summer Rdg
Prgm Spnsrs

Battalion Fire Chief Jim Gandi provided a presentation on Ready! Set! Go! Wildfire Preparedness Program. Ready! Set! Go!
Wildfire Pre

Mayor Pro-Tem Macias expressed condolences to the family of retired Azusa Police Officer Randy Phillips as he was killed in a motorcycle accident during the past week. He stated that there had been bear sightings just north of Sierra Madre and asked what staff would do to respond. Chief of Police Garcia advised that the Police Department has a wildlife policy for the handling of such event and also the Forestry can be contacted to tranquilize if needed, but, the main goal is to preserve the animal. Macias
Comments

Councilmember Carrillo expressed condolences to both the families of Randy Phillips, former Councilmember Dick Stanford, and of fallen fire fighters. He congratulated Mr. Macias on his recent marriage. Carrillo
Comments

Councilmember Hanks expressed condolences to families of Randy Phillips, fire fighters, and Dick Stanford, but especially recognized the date of September 11th reminding all to “never forget” that day. Hanks
Comments

Councilmember Gonzales expressed condolences to the families of Randy Phillips, fire fighters, and Dick Stanford. He reminded all of the Celebrity Softball game to be held Sunday, October 4, 2009, where 100% of the proceeds will go to the Firemen’s Fund, he noted all celebrities that would be in attendance from CSI Miami and thanked Uriel Macias and Joe Rocha for their help putting the event together. Gonzales
Comments

Mayor Rocha advised that the meeting will be adjourned in memory of fallen Azusa Police Officer Randy Phillips, and former Councilmember Dick Stanford. He expressed thanks to Acting City Librarian Shahsavari for organizing the powerful workshop held at the Library on Gangs. He thanked the Azusa Community Hero’s who were honored at the Los Angeles County Fair, Alyssa Zamora and Luis Miranda. Rocha
Comments

SCHEDULED ITEMS

Sched Items

PUBLIC HEARING - ON APPLICATION TO OPERATE TAXICABS IN THE CITY OF AZUSA.

Public Hrg Taxi

Revenue Supervisor Cawte addressed the issue stating that the City Business License Division has received an application from “Victor B. Carino, DBA “Fast Express” to operate within the City of Azusa. He stated that currently there are two other taxi cab operations in the City and that this is the first step in a three step process, second is to obtain approval from Police Department and lastly to have a business license issued. He responded to questions posed regarding the base of the applicant; issues in the past with other taxi cabs idle at certain locations. Chief Garcia advised that problems have been mitigated and he is unaware of any others.

A. Cawte
Comments

The Mayor declared the Hearing open. The City Clerk read the affidavit of proof of publication of notice of said Hearing published in the Azusa Herald on September 3, 2009.

Hrg open

Testimony was solicited but none was received. Moved by Councilmember Carrillo, seconded by Councilmember Gonzales and unanimously carried to close the Hearing.

Testimony
None/Close

Mayor Pro-Tem Macias offered a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE FOR THE OPERATION OF A TAXI CAB SERVICE TO “VICTOR B. CARINO, DBA “FAST EXPRESS”.

Res. 09-C77
Reso of Nec
Approved

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

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

Councilmember Hanks offered an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AZUSA, AMENDING CHAPTER 14 OF THE AZUSA MUNICIPAL CODE, BY ADDING SECTIONS 14-10 RELATING TO SAFETY ASSESSMENT PLACARDS USED TO DENOTE CONDITIONS RELATING TO CONTINUED OCCUPANCY OF BUILDINGS.

1st Rdg Ord
Safety Assessmt
Placards

Moved by Councilmember Hanks, seconded by Councilmember Carrillo and unanimously carried to waive further reading and introduce the proposed ordinance and set the public hearing for October 5, 2009.

PH set 10/5

Councilmember Gonzales offered an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AZUSA AMENDING CHAPTER 14 OF THE AZUSA MUNICIPAL CODE BY ADDING SECTIONS 14-66 THROUGH 14-68 RELATING TO REPAIR OF DAMAGED STRUCTURES.

1st Rdg Ord
Repair of
Damaged
Structures

Moved by Councilmember Gonzales, seconded by Councilmember Hanks and unanimously carried to waive further reading and introduce the proposed ordinance and set the public hearing for October 5, 2009.

PH set 10/5

The **CONSENT CALENDAR** consisting of Items D-1 through D-8 was approved by motion of Councilmember Hanks, seconded by Councilmember Gonzales and unanimously carried.

Consent Calendar
Approved D-8

1. The minutes of the regular meeting of September 8, 2009, were approved as written.
2. Human Resources Action Items were approved as follows:
Merit Increase and/or Regular Appointments: C. Williams, S. Hall, R. Sok.
New Appointments: S. Gonzalez, water distribution worker I and Mark Silva, Line Mechanic.
3. Authorization was given for the purchase and installation of an electronic marquee message board at Memorial Park in the amount of \$20, 268.00.
4. Formal sealed bids were waived in accordance with Azusa Municipal Code Section 2-523 section B, computer software maintenance services and 2-523 section C, no competitive market and approval was given for the purchase of the software maintenance and support contract from Sungard Bi-Tech Inc, in the amount of \$48,294.78.
5. Approval was given for two Off-Campus Federal Work-Study Program Agreements; one for AZUSA READS and another for AZUSA CALCULATES and the City Manager was authorized to sign agreements between APU and the City.

Min appvd
HR Action Items
Install Marquee
Mem Park
Software Maint
Sungard
Azusa Reads, etc
Approved

- 6. The improvements required for Tract No. 65343, Azusa Foothill Classics, were accepted as complete. The public improvements will be put in the streets department and into the City maintained systems and the performance bond & labor and material bond were released. Accept Imp Tract 65343 Foothill
- 7. Approval was given for the Plans and Specifications and staff was authorized to solicit bids for a new traffic signal on Citrus Avenue between Alostia Avenue and Foothill Boulevard and associated improvements including ADA ramps. New Traffic Sig Specs Citrus

8. 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-C78 Warrants

SPECIAL CALL ITEMS

None.

Spec Call Items
None.

THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONTINUED AT 8:35 P.M. THE CITY COUNCIL RECONVENED AT 8:36 P.M. CRA Convene Cncl reconvened

It was consensus of Councilmembers adjourn in memory of fallen Azusa Police Officer Randy Phillips, and former Councilmember Dick Stanford. Adjourn in Memory of

TIME OF ADJOURNMENT: 8:38 P.M.

CITY CLERK

NEXT RESOLUTION NO. 2009-C79.

NEXT ORDINANCE NO. 2009-O5.