



AGENDA

**REGULAR MEETING OF THE CITY COUNCIL,
REDEVELOPMENT AGENCY, AND THE
AZUSA PUBLIC FINANCING AUTHORITY**

**AZUSA AUDITORIUM
213 EAST FOOTHILL BOULEVARD**

**TUESDAY, SEPTEMBER 7, 2010
6:30 P.M.**

AZUSA CITY COUNCIL

**JOSEPH R. ROCHA
MAYOR**

**KEITH HANKS
COUNCILMEMBER**

**ANGEL CARRILLO
COUNCILMEMBER**

**URIEL E. MACIAS
COUNCILMEMBER**

**ROBERT GONZALES
MAYOR PRO-TEM**

NOTICE TO THE PUBLIC

Copies of staff reports or other written documentation relating to each item of business referred to on the Agenda are on file in the Office of the City Clerk and are available for public inspection at the City Library.

Persons who wish to speak during the Public Participation portion of the Agenda, shall fill out a card requesting to speak and shall submit it to the City Clerk prior to the start of the City Council meeting. When called, each person may address any item on or off the agenda during the public participation.

Pursuant to California Government Code section 54953(b)(3), any member of the public wishing to address the legislative body directly, pursuant to California Government Code section 54954.3, to speak in favor of, or in opposition to an agenda item may do so at each teleconference location at the time the item is considered.

6:30 P.M.

CEREMONIAL

Presentation of \$1,000 check to the Azusa High School Golf Team, courtesy of their efforts at the Kids Come First Golf Tournament.

CLOSED SESSION

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

Agency Negotiators: Administrative Services Director-Chief Financial Officer Kreimeier
Organizations: AMMA, SEIU, APOA, APMA and ACEA

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

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

a. **ENTERPRISE PROPERTY**

Address: 229 S. Azusa Avenue (APN 8614-014-056, 057 and 058)
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency

b. **NEC AZUSA/ARROW SITE**

Address: 17511 E. Arrow Hwy, Azusa, CA 91702
Negotiator: Fowler Family Trust
Address: 17525 E. Arrow Hwy
Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency

c. **BLOCK 36**

Address: 100 E. Foothill Boulevard, Azusa, CA 91702
614 – 640 N. Azusa Avenue, Azusa, CA 91702
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency

Address: 152 E. Foothill Boulevard, Azusa, CA 91702
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: Bank of America & City of Azusa Redevelopment Agency

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

Title: City Manager

4. **CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION (Gov. Code Sec. 54956.9(c))**

One Case of Potential Litigation: Based on existing facts and circumstances, the City will discuss whether to initiate litigation in relation to loan agreements regarding the Talley Building.

Any person wishing to comment on any of the Closed Session items listed above may do so now.

7:30 P.M. - REGULAR MEETING OF THE CITY COUNCIL.

1. Call to Order
2. Pledge to the Flag – Zachary Urquhart
3. Invocation – Reverend Rick MacDonald of Azusa House of Nations

A. PUBLIC PARTICIPATION

(Person/Group shall be allowed to speak without interruption up to five (5) minutes maximum time, subject to compliance with applicable meeting rules. Questions to the speaker or responses to the speaker's questions or comments shall be handled after the speaker has completed his/her comments. Public Participation will be limited to sixty (60) minutes time.)

B. REPORTS, UPDATES, AND ANNOUNCEMENTS FROM STAFF/COUNCIL

1. Report from Chief Financial Officer Kreimeier to update Council on the Current Revenue Forecast.

C. SCHEDULED ITEMS

1. **PUBLIC HEARING – ON ANNUAL METROPOLITAN TRANSPORTATION AUTHORITY (MTA) CONGESTION MANAGEMENT PROGRAM (CMP) LOCAL DEVELOPMENT REPORT.**

RECOMMENDED ACTION:

Open the Public Hearing, receive testimony, close the Hearing. Waive further reading and adopt Resolution No. 10-C51, adopting the 2010 Local Development Report and self-certification.

2. **CONSIDERATION OF SETTING A DATE FOR CITY BOARD AND COMMISSION INTERVIEWS AND ACCEPTANCE OF LATE APPLICATIONS FROM INCUMBENTS.**

RECOMMENDED ACTION:

Set a date for Board and Commission interviews and consider accepting the late applications submitted from Board and Commission incumbents.

D. CONSENT CALENDAR

*The **Consent Calendar** adopting the printed recommended actions will be enacted with one vote. If Councilmembers or Staff wish to address any item on the **Consent Calendar** individually, it will be considered under **SPECIAL CALL ITEMS**.*

1. **APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JULY 19, 2010 AND THE SPECIAL MEETINGS OF JUNE 1, 14, 28 AND JULY 26, 2010.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **HUMAN RESOURCES ACTION ITEMS.**

RECOMMENDED ACTION:

Approve Personnel Action Requests in accordance with the City of Azusa Civil Service Rules and applicable Memorandum of Understanding(s).

3. **CITY TREASURER'S REPORT AS OF JUNE 30, 2010.**

RECOMMENDED ACTION:

Receive and file Report.

4. **CITY TREASURER'S REPORT AS OF JULY 31, 2010.**

RECOMMENDED ACTION:

Receive and file Report.

5. **CONSIDERATION OF FARMER'S MARKET AT BLOCK 36.**

RECOMMENDED ACTION:

Approve a Farmer's Market event at Block 36 with Family Festival Productions Inc. (FFPI).

6. **CIP #66110H; TARGET PEDESTRIAN IMPROVEMENTS PROJECT: APPROVAL OF CHANGE ORDER #2.**

RECOMMENDED ACTION:

Approve Change Order #2 in the amount of \$93,201.32 authorizing additional street resurfacing along Ninth Street and San Gabriel Avenue.

7. **AUTHORIZATION TO AMEND A COMMUNICATIONS SITE LICENSE AGREEMENT BETWEEN THE CITY OF AZUSA AND TOWERCO ASSETS, LLC.**

RECOMMENDED ACTION:

Approve Amendment I to the Communications Site License Agreement between the City of Azusa and Towerco Assets, LLC for the operation of a cellular communications tower adjacent to the West Wing of City Hall.

8. **AZUSA AVENUE/I-210 GATEWAY PROJECT (CIP #66111B) - AUTHORIZATION TO SPEND AHEAD OF GRANT ALLOCATION AND SOLICIT RFQ(S) FOR LANDSCAPE ARCHITECTURAL/ DESIGN SERVICES.**

RECOMMENDED ACTION:

Authorize staff to do the following: (A) Utilize Prop C funds to spend ahead of the grant allocation for the Azusa Avenue/I-210 Gateway Project; (B) Solicit Request for Qualifications (RFQ) for professional landscape architectural/design services.

9. **AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF AZUSA AND FOOTHILL TRANSIT TO PROVIDE DIRECTION FOR THE DEVELOPMENT OF A PARK AND RIDE FACILITY.**

RECOMMENDED ACTION:

Authorize the City Manager to enter into a Memorandum of Understanding (MOU) between the City of Azusa and Foothill Transit to provide direction for the development of a park and ride facility between Alameda Avenue and Dalton Avenue, north of Foothill Boulevard and south of the railroad tracks.

10. **CIP PROJECT NO. 66109E: NOTICE OF COMPLETION FOR THE CITRUS AVENUE AND MAUNA LOA DRIVE TRAFFIC SIGNAL AND COMMUNICATION IMPROVEMENTS**

RECOMMENDED ACTION:

Approve a Notice of Completion for the following project and authorize staff to file the Notice of Completion with the Los Angeles County Clerk: Citrus Avenue and Mauna Loa Drive Traffic Signal and Communication Project No. 66109E – \$92,965.02 – Christopher R. Morales, Inc., San Dimas, CA 91773

11. **APPROVAL OF EXTENSION OF THE USE/LEASE AGREEMENT WITH AZUSA PACIFIC UNIVERSITY FOR THE SLAUSON PARK COMMUNITY POOL/AZUSA AQUATICS CENTER.**

RECOMMENDED ACTION:

Approve the extension of the Use/Lease Agreement with Azusa Pacific University for the Slauson Park Community Pool/Azusa Aquatics Center from September 7, 2010 – April 22, 2011.

12. **AUTHORIZATION FOR A REQUEST FOR PROPOSALS (RFP) FOR A MINING CONSULTANT FOR VARIOUS REVIEWS ASSOCIATED WITH SMARA (SURFACE MINING AND RECLAMATION ACT) COMPLIANCE**

RECOMMENDED ACTION:

Authorize staff to circulate a Request for Proposals (RFP) to provide consultant services for various reviews and activities associated with the California State Surface Mining and Reclamation Act in the City of Azusa, as well as biennial monitoring of Azusa Rock Conditions of Approval.

13. **PURCHASE OF ONE 2010 FORD RANGER 4x2 SUPERCAB TRUCK**

RECOMMENDED ACTION:

Approve the purchase of one 2010 Ford Ranger 4x2 Supercab truck from Wondries Fleet Group, 1247 W. Main Street, P.O. Box 3850 Alhambra, CA 91801 in an amount not to exceed **\$17,517.17** and approve the purchase of this budgeted vehicle based on the competitive bid process completed by the County of Los Angeles, under which these vehicles are available, P.O.#AW-10321561-1, per Azusa Municipal Code Section 2-253(E).

14. **PURCHASE OF ANNUAL RANGE AMMUNITION**

RECOMMENDED ACTION:

Approve the Police Department's purchase of budgeted annual firearms training and duty ammunition.

15. **GRANT AGREEMENT FROM CA OFFICE OF TRAFFIC SAFETY FOR THE "DUI**

ENFORCEMENT AND AWARENESS PROGRAM”

RECOMMENDED ACTION:

Approve Resolution No. 10-C52, to accept a Grant agreement entitled “DUI Enforcement and Awareness” from the California Office of Traffic Safety (OTS) in the amount of \$115,000.

16. **WARRANTS. RESOLUTION AUTHORIZING PAYMENT OF WARRANTS BY THE CITY.**

RECOMMENDED ACTION:

Adopt Resolution No. 10-C53.

E. JOINT CITY/AGENCY AGENDA ITEMS

1. **JOINT PUBLIC HEARING - CONSIDERATION OF THE FIRST AMENDMENT TO THE STATUTORY DEVELOPMENT AGREEMENT AND OWNER PARTICIPATION AGREEMENT FOR THE CITRUS CROSSING PROJECT LOCATED AT THE SOUTHWEST CORNER OF ALOSTA AVENUE AND CITRUS AVENUE.**

RECOMMENDED ACTION:

City Council and Agency Board take the following action: Receive testimony from staff and the applicant, conduct a joint public hearing and adopt a resolution and ordinance entitled:

A Resolution of the Governing Board of the Redevelopment Agency of the City of Azusa, California, Approving an Amendment to the Statutory Development Agreement and Owner Participation Agreement By and Between the Redevelopment Agency of the City of Azusa, the City of Azusa and JAR University Common, LLC, Governing Certain Real Property Located at the Southwest Corner of Alostia Avenue and Citrus Avenue, Azusa, California, Relating to the Citrus Crossing Shopping Center; and

An Ordinance of the City Council of the City of Azusa, California Adopting and Approving an Amendment to the Statutory Development Agreement and Owner Participation Agreement Between the City of Azusa, the Azusa Redevelopment Agency and JAR University Common, LLC, Governing Certain Real Property Located at the Southwest Corner of Alostia Avenue and Citrus Avenue, Azusa, California, Relating to the Citrus Crossing Shopping Center.

2. **APPROVE THE CONTRACT FOR FISCAL YEAR 2010/11 WITH THE AZUSA CHAMBER OF COMMERCE.**

RECOMMENDED ACTION:

Authorize staff to finalize and execute the Agreement regarding Chamber of Commerce Funding and Support between the City/Agency of Azusa and the Azusa Chamber of Commerce for Fiscal Year 2010/11.

F. AGENCY SCHEDULED ITEMS

1. **EXCLUSIVE NEGOTIATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF AZUSA AND RICH DEVELOPMENT LLC FOR THE NORTHEAST CORNER OF ARROW HIGHWAY AND AZUSA AVENUE**

RECOMMENDED ACTION

Authorize the Executive Director to enter into an Exclusive Negotiation Agreement with Rich Development LLC for the development of the northeast corner of Arrow Highway and Azusa Avenue.

G. AGENCY CONSENT CALENDAR

*The **Consent Calendar** adopting the printed recommended actions will be enacted with one vote. If Boardmembers or Staff wish to address any item on the **Consent Calendar** individually, it will be considered under **SPECIAL CALL ITEMS**.*

1. **APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF JULY 19, 2010 AND THE SPECIAL MEETINGS OF JUNE 1, 14 AND JULY 26, 2010.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **AGENCY TREASURER'S REPORT AS OF JUNE 30, 2010.**

RECOMMENDED ACTION:

Receive and file the Report.

3. **AGENCY TREASURER'S REPORT AS OF JULY 31, 2010.**

RECOMMENDED ACTION:

Receive and file the Report.

4. **WARRANTS. RESOLUTION AUTHORIZING PAYMENT OF WARRANTS BY THE AGENCY.**

RECOMMENDED ACTION:

Adopt Resolution No. 10-R28.

H. AZUSA PUBLIC FINANCING AUTHORITY

1. **APPROVAL OF MINUTES OF THE REGULAR MEETINGS OF MAY 3RD, JUNE 1ST AND JUNE 21ST, 2010.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **AZUSA PUBLIC FINANCING AUTHORITY TREASURER'S REPORT AS OF JUNE 30, 2010.**

RECOMMENDED ACTION:

Receive and file the Report.

I. ADJOURNMENT

1. Adjourn in memory of Mr. Leonard C. Rodriguez, a life time resident of Azusa, and Mr. Ray Pier, WWII veteran and lifetime resident of Azusa.

UPCOMING MEETINGS:

September 20, 2010, City Council Meeting – 6:30 p.m. Azusa Auditorium
September 27, Utility Board Meeting – 6:30 p.m. Azusa Light and Water Conference Room
October 4, 2010, City Council Meeting – 6:30 p.m. Azusa Auditorium
October 18, 2010, City Council Meeting – 6:30 p.m. Azusa Auditorium

In compliance with Government Code Section 54957.5, agenda materials are available for inspection by members of the public at the following locations: Azusa City Clerk's Office - 213 E. Foothill Boulevard, Azusa City Library - 729 N. Dalton Avenue, and Azusa Police Department Lobby - 725 N. Alameda, Azusa, California.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a city meeting, please contact the City Clerk at 626-812-5229. Notification three (3) working days prior to the meeting when special services are needed will assist staff in assuring that reasonable arrangements can be made to provide access to the meeting.