



CITY OF AZUSA
MINUTES OF THE CITY COUNCIL
REGULAR MEETING

TUESDAY, JANUARY 4, 2011 – 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.

CEREMONIAL

Ceremonial

Certificates of Appreciation were presented to sponsors of the Azusa Golden Days Celebrity Softball Game, Athens Services, Delong, Canyon City Alliance, Max's Quizine, Councilman Uriel Macias and Waste Management.

Cert Sponsors
Celebrity
Softball

CLOSED SESSION

Closed Session

The City Council recessed to Closed Session at 6:36 p.m.

Recess

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

Conf w/labor
Negotiators

Agency Negotiators: Administrative Services Director-Chief Financial Officer Kreimeier and
City Manager Delach
Organizations SEIU, APMA, and ACEA

2. **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

TALLEY PROPERTY

Talley Prop

Address: 619 - 621 N. Azusa Avenue, Azusa
Negotiator: RE Management Services LLC

The City Council reconvened at 7:30 p.m. City Attorney Carvalho advised that there was no reportable action taken in Closed Session.

Reconvened
No Reports
Call to Order
Flag Salute
Invocation

Mayor Rocha called the meeting to order. Ms. Janet MacDonald led in the Flag Salute and Invocation was given by Bishop Sergio A. Rios, Azusa 2nd Ward of The Church of Jesus Christ of Latter-Day Saints

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, Police Chief Garcia, Director of Public Works Haes, Administrative Services Director-Chief Financial Officer Kreimeier, Director of Economic and Community Development Christiansen, Director of Recreation and Family Services Jacobs, Recreation Superintendent Gonzales, Recreation Supervisor Gonzales, Public Information Officer Quiroz, Assistant Director of Economic and Community Development McNamara, Director of Utilities Morrow, City Clerk Mendoza, Deputy City Clerk Toscano.

PUBLIC PARTICIPATION

Pub Part

Ms. Iso Nakasato, Field Representative for Assemblyman Roger Hernandez, addressed Council introducing herself and stating that she is very happy to be of service to the community of Azusa.

I. Nakasato Rep
R. Hernandez

Mr. Mike Lee wished all a happy and healthy new year and thanked all emergency units within the City for their quick response to a fire at his apartment complex in December. He wished all good luck with both elections to be held in the city and urged all to vote.

M. Lee
Various
Comments

Mr. Jeffrey Cornejo, Chairman of the Azusa Golden Days Committee congratulated and thanked Mayor Pro-Tem Gonzales and Councilmember Macias for the Celebrity Softball Game Event held on December 12 th , he stated that over 500 toys were donated as entry fee and looks forward to the event being part of Golden Days for this year also.	J. Cornejo Celebrity Softball Game
The following persons spoke in opposition to the Vulcan Mining issue on the ballot for January 25, 2011: Bruce Knoles, Jeri Vogel, Stephanie Mills, and Ian Scott. The following persons spoke in favor of the Vulcan Mining issue on the ballot for January 25, 2011: Elizabeth Ramirez, Karen Ortiz, Vincent Moronez, Robert Donnelson, Dan Simpson, Frank Allen, Rick MacDonald and Art Morales.	Comments Re: Vulcan Mining
Ms. Suzanne Avila of California Resource Connection addressed Council announcing that the Community Gardens Workshop scheduled for Saturday, January 8 th is being rescheduled to Saturday, April 9 th to coincide with the City's Clean and Green month activities. She also stated that she will be having a proposal to ask to use AB 939 Funds for a composting workshop.	S. Avila Community Gardens
Ms. Barbara Dickerson of Homework House addressed Council providing information about the program and requested an additional \$11,000 in CDBG funding for this year.	B. Dickerson CDBG Funding
Mr. Richard Chavez addressed Council requesting CDBG Funds to help homeless who live in Azusa. He stated that he helps the homeless and helps keep people in their homes.	R. Chavez CDBG Funding
Ms. Marissa Katzman of Santa Anita Family Service addressed Council requesting continued CDBG Funding for their service to the Seniors in Azusa; she detailed the services.	M. Katzman CDBG Funding
Mr. Art Morales addressed Council congratulating Council and staff for the new Christmas lights on Azusa Avenue and the new Target store.	A. Morales Comments
<u>REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF</u>	Rpts, Updates
City Manager Delach advised that he received correspondence from Benchmark Resources stating the following: Vulcan Materials has never contracted with Benchmark Resources. We are currently under contract with Madera County to provide third-party environmental analysis and staff support to process a mining and reclamation plan application and prepare an EIR for the Austin quarry Project, which is proposed by Vulcan.	City Mgr Comments re: Benchmark Resources
Moved by Mayor Pro-Tem Gonzales, seconded by Councilmember Hanks and unanimously carried to approve request for proclamation for Ms. Nellie Cesena in honor of her retirement from the Azusa Unified School District after 30+ years of service.	Proc N. Cesena
All Councilmembers wished a happy new year to the residents of the City of Azusa. Mayor Rocha made the following announcements: the meeting will be adjourned in memory of Victor Bracamontes II, Charlotte Syverstad, and Patricia Jo Fowler, he thanked all who participated in supplying to Food Banks, packages for Soldiers in Afghanistan, toys to many families in Azusa, Be a Walker will be on January 8th at Veterans Park, Hands Across Azusa will be held at City Hall on Sunday, January 16 th by Human Relations Commission in partnership with Azusa Pacific University, Azusa Unified School District and the City.	Councilmember Comments
City Manager Delach advised that the Azusa Target store sales are exceeding their projections and forecasted more than other stores.	City Mgr Comment
<u>VULCAN PROJECT INFORMATION ITEM: RESPONSES AND DISCUSSION REGARDING ONGOING COMMENTS AND QUESTIONS.</u>	Vulcan Info Item
Lengthy discussion, question and answer session ensued between Staff and Council regarding the following: number of blasting, clarity on development Agreement, eighty million dollar bond, liquidated damages, advance for future mining tax payments, level of pay on mining tax, payment of mining tax to the City, overburden, silica dust, finding of the Air Quality Management District, mining to the east, Mayan steps reclamation with Micro-Benching close to the border, removal of over burden not rock counted in the mining material, no underpaying of taxes, mining till 2038, tonnage amounts, reasons for activation of the reclamation bond and noticing process.	Lengthy Discussion
Moved by Mayor Pro-Tem Gonzales, seconded by Councilmember Macias and unanimously carried to reschedule January Utility Board Meeting from 1/24/11 to 1/31/11 due to conflict with CMUA Capital Day.	Reschedule UB Mtg
<u>SCHEDULED ITEMS</u>	Sched Items
<u>PUBLIC HEARING – COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 37TH YEAR PROGRAM (FY 2011/12).</u>	Pub Hrg CDBG
Senior Management Analyst Del Toro addressed the Public Hearing stating that the Los Angeles Community Development Commission has advised that the program funding is being reduced to FY 2008 levels, which is 9% reduction and that agencies should plan accordingly.	I. Del Toro Comments CDBG

He presented and detailed the revised Exhibit A-2 which includes reductions and carryover funds and staff recommendations. Discussion was held regarding the required minimum funding of \$10,000, impacts of Concrete Improvements due to the reduction, addresses of those improvements, and what if any impacts to afterschool programs. Director of Recreation and Family Services Jacobs responded stating that After School Programs traditionally funded at \$10,000 per year and in the past the General Fund has funded shortages, if any.

CDBG
Continued

The Mayor declared the 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 December 16th and 23rd. Testimony was received during the Public Participation portion of the meeting from Ms. Barbara Dickerson of Homework House, Mr. Richard Chavez, and Ms. Marissa Katzman of Santa Anita Family Service. Mr. Chavez responded to questions regarding the homeless services.

Hrg Open
Testimony

Moved by Councilmember Carrillo, seconded by Mayor Pro-Tem Gonzales and unanimously carried to close the Public Hearing.

Hrg Clsd

Mayor Pro-Tem Gonzales offered a Resolution, as amended, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA ADOPTING THE STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND SELECTING PROJECTS FOR FUNDING FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FISCAL YEAR 2011-12.

Res. 11-C1
Appvq 37th
CDBG
Projects

Moved by Mayor Pro-Tem Gonzales, 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

Projects were amended as follows:

Exhibit A-2		
CDBG FY 2011/12		
<i>(REVISED - 1/4/2011)</i>		
<i>New Year Funds: \$597,289.00 Carryover Funds: 111,451.42 Total Funds Available: \$708,740.42</i>		
Project	Requested Amount	Recommended Amount
Administration (10% cap)	\$59,728.90	\$59,728.90
Non-Public Service Projects (\$559,418 Available) :		
CDBG Concrete Improvements	\$237,487.00	\$218,645.80
Athletic Court Resurfacing	\$34,680.00	\$31,942.22
Single Family Housing Rehabilitation	\$238,000.00	\$219,210.15
Code Enforcement Program	\$89,620.00	\$89,620.00
Subtotal:	\$599,787.00	\$559,418.17
Excess of Non-Public Service Project funds to be programmed		
Public Service Projects (15% Cap Limit of \$89,593.35)		
After School Program	\$65,380.80	\$53,482.76
Homework House	\$21,000.00	\$10,000.00
Sr. Nutrition Site Manager	\$19,695.00	\$16,110.59
Sr. Referral & Case Management	\$10,000.00	\$10,000.00
Subtotal:	\$116,075.80	\$89,593.35
Overage of Cap Limit	(\$26,482)	0
Total Amount Programmed in FY 2011/12		\$708,740.42

PUBLIC HEARING – ACCEPTANCE OF 2010 JUSTICE ASSISTANCE GRANT FUNDS

Pub Hrg
JAG
Chief Garcia
Comments

Chief of Police Garcia addressed the Public Hearing stating that the use of the funds would be to continue to build in car video system for Police vehicles.

The Mayor declared the Hearing open. City Clerk read the affidavit of proof of publication of notice of said Hearing published in the Azusa Herald on December 23, 2010. Testimony was solicited, but none received.

Hrg Open
Testimony

Moved by Councilmember Carrillo, seconded by Councilmember Hanks and unanimously carried to close the Hearing.

Hrg Clsd

Moved by Councilmember Hanks, seconded by Mayor Pro-Tem Gonzales to accept grant funds in the amount of \$21,748 to be used for the purchase of Mobile Digital Video Cameras for use in police vehicles.

Grant funds
accepted

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

1. The minutes of the regular meeting of December 6, 2010, were approved as written. Min appvd
2. **HUMAN RESOURCES ACTION ITEMS.** HR Action Items
Human Resources Action Items were approved as follows:
Merit Increase and/or Regular Appointment: S. Martinez, F. Langit, and J. Lehr.
New Appointments: L. Maldonado, Water Production Operator II.
Separation: M. Powel, J. Arnold, and J. Fischer.
3. The City Treasurer's Report as of November 30, 2010, was received and filed. Treas Rpt
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA APPROVING THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE AZUSA CITY EMPLOYEES ASSOCIATION EFFECTIVE JULY 1, 2010 THROUGH JUNE 30, 2011. Res. 11-C2
ACEA
MOU
5. Approval was given for the purchase of a Sokkia Law Enforcement Remote Mapper Kit Total Station Model SRX5 from ABC Surveying Instruments of Glendale, CA in an amount not to exceed \$19,983.28 per Azusa Municipal Code Section 2-522 (c), competitive bidding already completed under GSA# GS-07F-0104T for this product. Pur Sokkia
Law Enforce
Remote
Mapper Kit
6. Approval was given to the Chief of Police to enter into the Memorandum of Agreement with the Los Angeles Regional Integrated Law and Justice Project ("LARILJP") for the continued use of the "COPLINK" system and authorize the Chief of Police to execute such MOA. MOU
LARILJP
COPLINK
7. Approve a Notice of Completion for the following project was approved and staff was authorized to file the Notice of Completion with the Los Angeles County Clerk: Police Station HVAC Replacement (CIP #31010E) - \$173,376 – Allison Mechanical Inc. NOC
HVAC
PD
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. 11-C3
Warrants

SPECIAL CALL ITEMS

None. Spec Call
None

THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONVENED AT 9:26 P.M. THE CITY COUNCIL RECONVENED AT 9:27 P.M. Cncl Recess
Cncl Rcmd

ORDINANCES/SPECIAL RESOLUTIONS

Councilmember Carrillo offered an Ordinance entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, APPROVING THE POWER SALES AGREEMENT BETWEEN THE CITY AND THE SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY FOR THE LA PAZ SOLAR TOWER PROJECT. Ord. 11-O1
Power Sales
Agmt LA PAZ

Moved by Councilmember Hanks, seconded by Councilmember Carrillo to waive further reading and adopt. Ordinance passed and adopted by the following vote of the Council:

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

It was consensus of Councilmembers to adjourn in memory of Victor Bracamontes II, Ms. Charlotte Syverstad and Patricia Jo Fowler. Adjourn in
Memory of
V. Bracamontes
C. Syverstad
P. Fowler

TIME OF ADJOURNMENT: 9:28 P.M.

CITY CLERK

NEXT RESOLUTION NO. 2011-C4

NEXT ORDINANCE NO. 2011-O2.