



CITY OF AZUSA
MINUTES OF THE CITY COUNCIL
REGULAR MEETING

MONDAY, FEBRUARY 7, 2011 – 6:30P.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 Session

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

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 and APMA

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

a. **BLOCK 36**

Block 36

Address: 100 E. Foothill Blvd, Azusa, CA 91702
614-640 N. Azusa Ave, Azusa, CA 91702
Negotiating Parties: City of Azusa and City of Azusa Redevelopment Agency

Address: 152 E. Foothill Blvd, Azusa, CA 91702

Negotiating Parties: Bank of American & City of Azusa/City of Azusa and City of Azusa
Redevelopment Agency

b. **DOWNTOWN NORTH A2 & A3 Site**

Downtown
North A2 & A3

Addresses:
858 N. Azusa Avenue, Azusa, CA 832 N. Azusa Avenue, Azusa, CA
826 N. Azusa Avenue, Azusa, CA 812 N. Azusa Avenue, Azusa, CA
830 N. Azusa Avenue, Azusa, CA 801 N. Alameda Avenue, Azusa, CA
810 N. Alameda Avenue, Azusa, CA 803 N. Dalton Avenue, Azusa, CA
805 N. Dalton Avenue, Azusa, CA 809 N. Dalton Avenue, Azusa, CA
813 N. Dalton Avenue, Azusa, CA

Negotiating Parties: City/Azusa Redevelopment Agency/Lewis Retail Centers

c. **ENTERPRISE PROPERTY**

Enterprise

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

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

Pub Emp
Evaluation

Title: City Manager

The City Council reconvened at 7:39 p.m. City Attorney Carvalho advised that there was no reportable action taken in Closed Session.

Reconvened
No Reports

Mayor Rocha called the meeting to order. Flag Salute was led by Alissa Zamora and Zachary Sandoval, Great Granddaughter and Great Grandson of Dolores "Lolita" Romero, lifelong resident who recently passed away.

Call to Order
Flag Salute

Invocation was given by Pastor Wayne Leamons of Bread of Life Church

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, 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, 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

Mr. Mike Lee addressed Council and expressed his opinion regarding the Special Election recently held, his frustration regarding voter turnout, a proposed new library, and a building for educators.

M. Lee
Comments

Ms. Stephanie Mills addressed Council expressing her opinion regarding the recently held Special Municipal Election, a proposed new library, and a building for the educators.

S. Mills
Comments

Mrs. Mercedes Castro, President of Canyon City Alliance, addressed Council expressing her opinion regarding the outcome of the recently held Special Municipal Election and thanked the City Council for their leadership in their vote in favor of Vulcan Mining Development Agreement voted upon at the Election; she also thanked Liz Ramirez for all her work.

M. Castro
Comments

Mr. Ian Scott addressed Council expressing his concern regarding the passing of Measure A and the misinformation that was distributed. He wondered if the things that were promised will come to pass and urged Council to work on a detailed schedule with Vulcan with milestone dates.

I.Scott
Comments

Ms. Peg Casey, Project Manager for Vulcan Materials, Azusa Rock Project, addressed Council stating that they have been working with Council and community to develop a better plan for Azusa Rock to provide long lasting environmental and financial benefits for the community while meeting the business objectives of their company. She talked about the positive outcome of the election, about the positive impact to the community, and about Vulcan and its continued commitment to the City.

P. Casey
Comments

Susan Elliott, Meg Savella, Belinda De Torres, Marji Aveson, Arthur Eddy, Rosanna Shinall, and Peggy Martinez representing Teachers and Azusa Educators Association, addressed Council regarding the denial of application to purchase a building in the Azusa Downtown area due to zoning restrictions. They urged Council to reconsider the request and talked about the benefits they would bring to the area.

Speakers re:
Azusa
Educators
Association

Mr. Edwin Carmona-Cruz, ASB President of Azusa High School addressed Council and requested funds for the Azusa High School Tennis Team uniforms.

E. Cruz
Comments

City Attorney responded to question regarding arguments/rebuttals in the Sample Ballots stating that they are viewpoints by the authors and not binding by the City. City Clerk responded to question regarding Precinct Officer Training stating that they received two hours of Training for the election. City Attorney advised that she would meet with applicants regarding the purchase of a building in the downtown area, the uses of the area, discretion of staff, appeal period, and call up or appeal. City Manager was directed to allocate \$200 each to the AHS Tennis Team and GHS Swim Team, as sponsorship funds.

Responses
To questions
Pub
Participation

REPORTS, UPDATES COUNCIL BUSINESS AND ANNOUNCEMENTS-STAFF

Rpts, Updates

City Manager Delach addressed Council distributing a legislative action alert from the League of California Cities urging cities to call their local legislatures, Senator Ed Hernandez and Assemblyman Roger Hernandez, to talk about the benefits of Redevelopment. He then talked about the many benefits Redevelopment has provided for the City of Azusa.

City Mgr
Comments re:
Redevelopment

City Manager Delach requested an item of subsequent need be added to the agenda as item B-3, the Gladstone swim team use of the city pool. He noted that the item came to the City after the posting of the agenda, that the Gladstone pool has been shut down and the students involved in the program could miss several weeks of practice which will affect their competition.

City Mgr
Item of Sub
Sequent need

Moved by Councilmember Carrillo, seconded by Mayor Pro-Tem Gonzales and unanimously carried to add an item of subsequent need, request of Gladstone High Swim Team to use the City Pool.

Add item to
Agenda

Moved by Mayor Pro-Tem Gonzales, seconded by Councilmember Carrillo and unanimously carried to approve request for Certificates of Recognition to honor District 6 Official Visit of State Commander Denis Wells and State President Judy Jones of the VFW and the Ladies Auxiliary of the VFW.

Cert to VFW
District 6
Officials

Moved by Councilmember Carrillo, seconded by Mayor Pro-Tem Gonzales and unanimously carried to approve request for Certificates of Appreciation for all Azusa schools and drivers who participated in the 13 th Annual Azusa Unified School District (AUSD) and City sponsored Food Drive.	Cert to Azusa Schools Food Drive
Councilmember Macias requested that the southern gateway monument of the Maiden Lady be restored as it is faded; he requested staff to look into the feasibility of utilizing tile in the restoration. City Manager Delach responded stating that staff is in the process of repairing the monument.	Macias So Gateway Monument
City Manager Delach, Director of Recreation and Family Services Jacobs and Jackie LaTrell of Gladstone High School presented item regarding use of the pool by Gladstone Team noting that it is now being leased by Azusa Pacific University. They requested that staff be authorized to coordinate a sublease or a joint lease agreement to make sure they address liabilities. Question and answer session ensued between Councilmembers and staff.	Use of Pool Gladstone Swim Team
Moved by Councilmember Carrillo, seconded by Mayor Pro-Tem Gonzales and unanimously carried to direct staff to allow the sub lease to occur between Azusa Unified School District and Azusa Pacific University or a joint lease between the Azusa Unified School District and the City.	Staff authorized To coordinate Use of Pool
Mayor Pro-Tem Gonzales announced the 5 th Annual Casino Night to be held on Friday, February 18 th at the Azusa Woman's Club to support the youth of Azusa, call Parks and Recreation if you have any questions. He talked about the voter turn out and the need for it to be stronger; he asked all to get to know the candidates. He asked that the meeting be adjourned in memory of Murray Hirota.	Gonzales Comments
Councilmember Macias expressed his condolences to Mickey Hirota on the passing of her husband Murray Hirota. He then asked Mayor Pro-Tem Gonzales if he would like to join him in a Voter Registration Drive, with the help of Southwest Voter Registration. He wished all a Happy Valentines Day.	Macias Comments
Councilmember Carrillo talked about his attendance at the Miss Azusa Pageant stating that the contestants put much work into the process and they are all winners and congratulated all involved.	Carrillo Comments
Councilmember Hanks expressed his appreciation and thanks to the City Clerk's office for the dedication, sincerity, conscientious and very good public servants in running the election.	Hanks Comments
Mayor Rocha stated that the meeting will be adjourned in memory of Dolores 'Lotita' Romero and Murray Hirota. He thanked the AUSD for the Parent University to help families. He read a letter into record from Silvana Calvasos regarding the Poverty Summit and vouchers for the homeless program for kids who attend Azusa Unified School District. He asked that Council consider adding funds to the Homeless Program. He asked Code Enforcement to close down any unlicensed vendors who sell on corners. He also asked that a crosswalk on Fondale and Cerritos be moved forty feet to the north under the street light. He announced Be a Walker at Zacatecas Park on Saturday, February 12 th at 9:30 a.m. He announced a series of workshops Azusa Cares Health Seminars, Assemblyman Roger Hernandez and himself, on the following subjects: Neurological Diseases, Diabetes, Mental Health Issues, Dental Hygiene, Hypertension, and a Health Fair. He asked all to pray for the Soldiers and especially for employment when they return home.	Rocha Comments
<u>SCHEDULED ITEMS</u>	Sched Items
PUBLIC HEARING – on application from Francisco Jara Meza and Elva M. Villegas, DBA “A Crown Yellow Cab” to operate Taxicabs in the City of Azusa.	Pub Hrg Crown Yellow Cab
Revenue Supervisor Cawte and Chief of Police Garcia responded to questions posed regarding dispatching area, levels of saturation of taxicabs, review of applications, number of vehicles that will be driven in town, staging locations, renewal process, and any problems that exist, which are complaint driven.	Rev Supv & COP resp questions
The Mayor declared the Public Hearing open. The City Clerk read the affidavit of proof of publication of notice of said hearing published in the Azusa Herald on January 27, 2011.	Hrg Open
Mr. Francisco Jara Meza addressed the Hearing stating that his taxicabs are safe, he has an office in the City of West Covina with a parking lot, and he will give good service and keep clean cabs.	F. Meza Comments
Mr. Victor Martinez of Fast Express Taxi, addressed the Hearing via an interpreter, stated that the subject Taxi Company has been in operation for quite a while and is just now obtaining a permit. He asked if this was the process, and he displayed pictures of alleged unlicensed cabs in the City of Azusa.	V. Martinez Comments
Moved by Mayor Pro-Tem Gonzales, seconded by Councilmember Hanks and unanimously carried to close the Public Hearing.	Hrg Closed
After additional questions, Councilmember Hanks 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 TAXICAB SERVICE TO FRANCISCO JARA MEZA AND ELVA M. VILLEGAS, DBA “A CROWN YELLOW CAB”.	Res. 11-C5 Auth issue Cert of Con A Crown Yellow Cab
02/07/11 PAGE THREE	

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

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

PUBLIC HEARING – on application from Julian Cardenas, DBA “Yellow Cab Co. of San Gabriel Valley” to operate Taxicabs in the City of Azusa. Pub Hrg
Yellow Cab SG
Valley

Revenue Supervisor Cawte addressed the Hearing stating that the company operates out of Hacienda Heights and has five cabs. Chief of Police Garcia responded to question posed regarding inspection of cabs, stating that they have to meet requirements of their insurance and not inspected by the City. Rev Supv
COP Comments

The Mayor declared the Public Hearing open. The City Clerk read the affidavit of proof of publication of notice of said hearing published in the Azusa Herald on January 27, 2011 Hrg Open

Ms. Helen Garcia addressed the Hearing stating that their cabs do have inspections every Monday, have random drug testing and background inspections of drivers. They stated that they provide service to Government Agencies i.e. Access Medicare, Medicare, and Pomona Regional Services. H. Garcia
Comments

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

Councilmember Hanks 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 TAXICAB SERVICE TO JULLIAN CARDENAS, DBA “YELLOW CAB CO. OF SAN GABRIEL VALLEY”. Res. 11-C6
Auth issue
Cert of
Convenience
Yellow Cab
Co. SG Valley

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

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

ADOPTION OF AN ORDINANCE CONCERNING THE REGULATION OF ICE CREAM VEHICLE VENDORS. Prop Ord Regs
Ice Cream Vdrs

City Manager Delach advised that this new ordinance will limit what ice cream vendors can sell and addresses the issue of sales adjacent to schools within 500 feet. He responded to questions regarding hours of operation and complaints. Councilmember Hanks asked that the hours of operation adjacent to schools be relaxed and City Manager Delach advised that Sec. 62-401 (c) Prohibited Locations, be amended to read: No ice cream truck shall make any sales within 500 feet of any public or private school *‘from 11:00 a.m. and 4:00 p.m., Monday through Friday’*. City Mgr
Comments
And Discussion

Councilmember Hanks offered an Ordinance, as amended, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, ADDING A NEW ARTICLE X TO CHAPTER 62 OF THE AZUSA MUNICIPAL CODE REGARDING THE REGULATION OF ICE CREAM VEHICLE VENDORS. 1st Rdg Ord
Regulation
Of Ice Cream
Vehicle
Vendors

Moved by Councilmember Hanks, seconded by Mayor Pro-Tem Gonzales and unanimously carried to introduce the proposed ordinance that regulates the operation of Ice Cream Vehicle Vendors within the City of Azusa on public and private roads.

City Clerk Mendoza presented the Results of the January 25, 2011, Special Municipal Election and stated that the percentage of voter turnout was 19.6 after the canvass was completed. City Manager Delach noted that there are an increasing number of permanent Vote By Mail voters. City Clerk
Presented
Results

Councilmember Hanks congratulated City Staff for their professionalism and hard work in putting together the Vulcan Project. He stated that the results of the Election validated their work. Councilmember Macias echoed Councilmember Hanks comments and asked that the City now move forward. Hanks
Comments

Councilmember Hanks offered a Resolution entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION HELD ON TUESDAY, JANUARY 25, 2011 DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW. Res. 11-C7
Reciting the
Fact of the
Special Election
1/25/11

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

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

The **CONSENT CALENDAR** consisting of Items D-1 through D-14 was approved by motion of Councilmember Macias, seconded by Mayor Pro-Tem Gonzales, and unanimously carried with the exception of item D-11 which was considered under the Special Call Items portion of the Agenda. Consent
Calendar

1. The minutes of the regular meeting of January 18, 2011, were approved as written. Mayor Rocha abstained from the minutes as he was absent from that meeting. Min appvd
Rocha Abstn
2. **HUMAN RESOURCES ACTION ITEMS.** HR Action
Items
Human Resources Action Items were approved as follows:
Merit Increase and/or Regular Appointment: M. Bauer, and P. Adame. Treas Rpt
3. The City Treasurer's Report as of December 31, 2010, was received and filed.
4. Approval was given for a License Agreement between Gorby & Dashew Foothill Vista and the City of Azusa for a Bookmobile stop at the Foothill Vista 55+ Community. Lic Agmt
Bookmobile Stp
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA 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 22, 2011, AT 7:30 PM., AS THE DATE AND TIME TO CONDUCT A PROTEST HEARING FOR AFFECTED PROPERTY OWNERS BEFORE THE CITY COUNCIL. Res. 11-C8
Setting Weed
Abatement Hrg
2/22/11
6. Approval was given for an Off-Campus Federal Work-Study Program Agreement for the Community Scholars Program at the Azusa City Library and the City Manager was authorized to execute agreement between the City of Azusa and Azusa Pacific University. Agmt w/APU
Off-Campus
Fed Wk Study
7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA DECLARING ITS ACCEPTANCE OF A GRANT OF EASEMENT FROM THE AZUSA PACIFIC UNIVERSITY TO THE CITY OF AZUSA FOR SIGNAL EQUIPMENT AND THE MAINTENANCE THEREOF ON UNIVERSITY DRIVE AT CITRUS AVENUE IN THE CITY OF AZUSA. Res. 11-C9
Grant of Esmt
From APU Sig
Maint & Equip
8. Approval was given to award a contract to Republic ITS to perform traffic signal maintenance and equipment services. Republic ITS
Trffc Sig Maint
9. Approval was given to award a contract to Segura Associates, Inc. for professional landscape architectural/design services in an amount not to exceed \$71,530. Segura Assoc.
Landscape dsgn
10. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ZUSA AMENDING RESOLUTION 00-C140 WHICH SETS FORTH COMPENSATION AND BENEFITS OF NON-CLASSIFIED EMPLOYEES AND ELECTED AND APPOINTED OFFICIALS OF THE CITY OF AZUSA. Res. 11-C10
Comp & Bene
PT Employees
11. SPECIAL CALL ITEM. Spec Call Item
12. Approval was given to accept the improvements required for Tract No. 54057-02, Garnet Hill as complete, take the streets, water, sewer and storm drain systems into the City maintained systems, exonerate the bonds, accept the monumentation of the Tract as complete, and release the monument bond. Accept Imp
Garnet Hill
Release Monu
13. The agreements for legal and financial advisory services and the Landowner Deposit Agreement to provide funding for these services in order to begin the process of amending the rate and method of apportioning special taxes for CFD 2005-1 (Rosedale) as requested by the landowner were approved. Amend Rate &
Method of
Apportionment
CFD Rosedale
14. 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-C11
Warrants

SPECIAL CALL ITEMS

Spec Call

Award of Contract – City Hall L.E.D. Retrofit. Councilmember Macias addressed this item requesting that staff look into the feasibility of upgrading the Marquee in front of City Hall to include color. Moved by Councilmember Macias, seconded by Councilmember Hanks, and unanimously carried to award a contract for City Hall L.E.D. Retrofit to Advantage Project Builders of Azusa in the amount of \$17,230 for the installation of the L.E.D. light fixtures.

Macias
City Marquee
City Hall L.E.D.
Retrofit
Approved
Advantage
Project Bldrs

THE CITY COUNCIL RECESSED AND THE REDEVELOPMENT AGENCY CONVENED AT 9:38 P.M. THE REDEVELOPMENT AGENCY ADJOURNED AND THE AZUSA PUBLIC FINANCING AUTHORITY CONVENED AT 9:46 P.M. THE CITY COUNCIL RECONVENED AT 9:47 P.M.

Cncl Recess
Cncl Rcmd

It was consensus of Councilmembers to adjourn in memory of Dolores “Lolita” Romero and Murray D. Hirota.

Adjourn in
Memory of
D. Romero
And M. Hirota

TIME OF ADJOURNMENT: 9:48 P.M.

CITY CLERK

NEXT RESOLUTION NO. 2011-C12

NEXT ORDINANCE NO. 2011-O2.