



AGENDA

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

AZUSA AUDITORIUM

213 EAST FOOTHILL BOULEVARD

**MONDAY, NOVEMBER 7, 2011
6:30 P.M. Closed Session
7:30 P.M. Regular Meeting**

AZUSA CITY COUNCIL

**JOSEPH R. ROCHA
MAYOR**

**KEITH HANKS
MAYOR PRO-TEM**

**ANGEL CARRILLO
COUNCILMEMBER**

**URIEL E. MACIAS
COUNCILMEMBER**

**ROBERT GONZALES
COUNCILMEMBER**

6:30 P.M.

CLOSED SESSION

NOTICE TO THE PUBLIC FOR CLOSED SESSION

Prior to going into closed session the City Council will convene in the Auditorium serving as council chambers to take public comment on the closed session items only. General public comment will be provided for during the regular portion of the meeting beginning at 7:30 P.M.

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

Agency Negotiators: Administrative Services Director-Chief Financial Officer Kreimeier and City Manager Delach

Organizations: ACEA (Azusa City Employees Association), AMMA (Azusa Middle Management Association), CAPP (Civilian Association Police Personnel), SEIU (Service Employees International Union).

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

NOTICE TO THE PUBLIC FOR REGULAR MEETING

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 and Police Department Lobby. Persons who wish to speak during the Public Participation portion of the Agenda or on a Public Hearing item, 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. Cards submitted after 7:30P.M. will not be accepted.

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

1. Call to Order
2. Pledge to the Flag - Richie Lugo, Daniel Lugo and Joet Gonzalez
3. Invocation – Pastor Rick McDonald of Azusa House of Prayer

A. CEREMONIAL MATTERS AND PRESENTATIONS

Ms. Helen Jaramillo, from Victor Hodge School, to do a presentation on National Walk to School Day and Red Ribbon Day.

B. PUBLIC PARTICIPATION

*This time has been set aside for persons in the audience to make public comments on items within the subject matter jurisdiction of the council/agency board that **are not listed on this agenda or are listed as an item other than a public hearing item.** Members of the audience will have the opportunity to address the city council/agency board about public hearing items at the time the public hearing is held. Under the provisions of the Brown Act, the council/agency board is prohibited from taking action on oral requests, but may refer the matter to staff or to a subsequent meeting. The council/agency board will respond after public comment has been received. Each person or representative of a group shall be allowed to speak without interruption for up to five (5) continuous minutes, 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.*

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

1. Library Director Nancy Johnson to discuss Public Service Hours at Azusa City Library

D. SCHEDULED ITEMS

1. **PROPOSED FITNESS AND EXERCISE GYM AND QUICK SERVE RESTAURANT WITH A DRIVE THRU AT THE PROMENADE COMMERCIAL RETAIL CENTER (RANCH CENTER REDEVELOPMENT PROJECT AREA) OWNED BY AZUSA PACIFIC UNIVERSITY (APU), LOCATED ON THE SOUTHEAST CORNER OF ALOSTA AVENUE.**

RECOMMENDED ACTION:

Provide direction on the following requests by APU: (1) Allow a fitness and exercise gym at the former Big Lots unit, notwithstanding the City's current zoning regulations that prohibit more than 15% of the shopping center's use for non-sales tax generating uses because APU and the tenant have proposed an In-Lieu Sales Tax Agreement; and (2) Allow a quick serve restaurant with a drive thru at the former Sizzler restaurant site, notwithstanding the Agency's Owner Participation Agreement that specifies a full service restaurant, if APU locates a full service restaurant, with a minimum of a beer and wine license with the center. Authorize the City Manager to negotiate an agreement with APU authorizing a quick serve restaurant with a requirement of \$10,000 per year liquidated damages for the remainder of the OPA if APU fails to have a full service restaurant on site.

2. **AMENDMENT TO AZUSA MUNICIPAL CODE AND ADOPTION OF RESOLUTION – GRAFFITI REWARD PROGRAM.**

RECOMMENDED ACTION:

(a) Amend Section 46-239 (a) of the Azusa Municipal Code allowing the City Council to authorize reward payment for information leading to the arrest of any person found in violation of California Penal Code Section 594 or 640.5.

(b) Waive further reading and adopt the following Resolution No. 11-C75, implementing a graffiti reward program: **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA AUTHORIZING A GRAFFITI REWARDS PROGRAM AND AUTHORIZING STAFF TO UNDERTAKE APPROPRIATE ACTIONS CONSISTENT THEREWITH.**

(c) Appropriate approximately \$5,000 annually from the General Fund Reserves for the Graffiti Reward Program.

3. **ADOPTION OF A RESOLUTION OF INTENTION AND APPROVAL OF THE ORDINANCE TO AMEND THE PUBLIC EMPLOYEE'S RETIREMENT CONTRACT TO INCLUDE A 3% AT 55 SECOND TIER PLAN FOR NEWLY HIRED PUBLIC SAFETY MEMBERS.**

RECOMMENDED ACTION:

Waive further reading and adopt the attached Resolution No. 11-C76, establishing Notice of Intention and waive further reading and conduct the first reading of the proposed ordinance to approve an amendment to the contract between the Board of Administration of the Public Employee's Retirement System (PERS) and the City of Azusa

E. 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 OCTOBER 17, 2011.**

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 SEPTEMBER 30, 2011.**

RECOMMENDED ACTION:

Receive and file the report.

4. **RESOLUTIONS APPOINTING MEMBERS TO THE HUMAN RELATIONS COMMISSION:**

RECOMMENDED ACTION:

Adopt Resolution No. 11-C77 re-appointing LaLisa Morgan-Davis and Resolution No. 11-C78, appointing Helen Jaramillo to the Human Relations Commission.

5. **APPROVAL OF JANITORIAL SERVICE SPECIFICATIONS AND AUTHORIZATION TO SOLICIT BIDS.**

RECOMMENDED ACTION:

Approve the attached janitorial service specifications and authorize staff to solicit bids for city-wide janitorial services.

6. **AWARD OF CONTRACT – PURCHASE OF (2) TRANSIT BUSES.**

RECOMMENDED ACTION:

Award a contract to Creative Bus Sales in an amount of \$133,032 for the purchase of (2) 2011 Ford E450 Transit Buses.

7. **ACCEPTANCE OF RELINQUISHMENT AGREEMENT FROM CALTRANS FOR AZUSA AVENUE (STATE ROUTE 39) FROM ARROW HIGHWAY TO 330 FEET NORTH OF ARROW HIGHWAY AND THE MAINTENANCE OF SIGNALS AT THE INTERSECTIONS ON AZUSA AVENUE AT FIRST STREET, PARAMOUNT STREET, GLADSTONE STREET AND ARROW HIGHWAY.**

RECOMMENDED ACTION:

Approve the relinquishment agreement from Caltrans and authorize the Mayor to sign the agreement.

8. **CIP PROJECT #601403-11 – CONCRETE/ADA IMPROVEMENTS PROJECT - REQUEST CITY COUNCIL APPROVAL OF THE PLANS AND SPECIFICATIONS AND AUTHORIZATION TO SOLICIT A NOTICE OF INVITING BIDS (NIB).**

RECOMMENDATION:

Approve the Plans and Specifications and authorize staff to solicit a notice of inviting bids for CIP Project #601403-11 – Concrete ADA Improvements.

9. **APPROVAL OF COST SHARING AND MAINTENANCE AGREEMENT BETWEEN THE CITY OF AZUSA AND THE CITY OF GLENDORA FOR THE EXTENSION OF CITRUS AVENUE AND IMPROVEMENTS RELATED TO THE ROSEDALE DEVELOPMENT.**

RECOMMENDATION

Approve the agreement between the City of Azusa and City of Glendora and authorize the Mayor to execute the agreement.

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

RECOMMENDED ACTION:

Adopt Resolution No. 11-C79.

CONVENE AS THE REDEVELOPMENT AGENCY

F. AGENCY CONSENT CALENDAR

*The **Consent Calendar** adopting the printed recommended actions will be enacted with one vote. If Board Members 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 OCTOBER 17, 2011.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **AGENCY TREASURER’S REPORT AS OF SEPTEMBER 30, 2011.**

RECOMMENDED ACTION:

Receive and file the report.

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

RECOMMENDED ACTION:

Adopt Resolution No. 11-R42.

G. AZUSA PUBLIC FINANCING AUTHORITY

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

1. **APPROVAL OF MINUTES OF THE REGULAR MEETING OF SEPTEMBER 6, 2011.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **AZUSA PUBLIC FINANCING AUTHORITY TREASURER'S REPORT AS OF SEPTEMBER 30, 2011.**

RECOMMENDED ACTION:

Receive and file the Report.

H. ADJOURNMENT

1. Adjourn in memory of Peter "Bubbles" Lugo, Jesus F. Pedroza, Elena "Helen" Cenicerros, Ruth Anne Griffin, Jeannette K. Partridge, Fred Granados, and Josephine Luna Gonzales.

UPCOMING MEETINGS:

November 21, 2011, City Council Meeting – 6:30 p.m. Azusa Auditorium

November 28, 2011, Utility Board Meeting – 6:30 p.m. Azusa Light and Water Conference Room

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.