



AGENDA

CITY COUNCIL, AND THE REDEVELOPMENT AGENCY

AZUSA AUDITORIUM
213 EAST FOOTHILL BOULEVARD

MONDAY, JULY 21, 2008
6:30 P.M.

AZUSA CITY COUNCIL

JOSEPH R. ROCHA
MAYOR

KEITH HANKS
COUNCILMEMBER

ANGEL CARRILLO
MAYOR PRO-TEM

URIEL E. MACIAS
COUNCILMEMBER

ROBERT GONZALES
COUNCILMEMBER

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.

CLOSED SESSION

BLOCK 36 - CLOSED SESSION

1. **REAL PROPERTY NEGOTIATIONS (Gov. Code Sec. 54956.8)**
Address: 152 E. Foothill Boulevard, Azusa, CA 91702
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: Bank of America & LOWE Enterprises Real Estate Group
Under Negotiation: Price and Terms of Payment

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

Address: 100 E. Foothill Boulevard, Azusa, CA 91702
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: LOWE Enterprises Real Estate Group
Under Negotiation: Price and Terms of Payment

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

Address: 614 - 640 N. Azusa Avenue, Azusa, CA 91702
Agency Negotiators: City Manager Delach and Assistant City Manager Makshanoff
Negotiating Parties: LOWE Enterprises Real Estate Group
Under Negotiation: Price and Terms of Payment

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.

- Call to Order
- Pledge to the Flag
- Invocation – Pastor Eddie Velasquez of Jesus Is Lord Church

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. Mayor Rocha – (a) Request for a proclamation for Korean Armistice Day to be presented on Sunday, July 27th at the Veterans Monument in front of City Hall.
(b) Request for a proclamation for Josephine and Michael Gonzales celebrating their 60th Wedding Anniversary.
(c) Request for proclamation for the 7th anniversary of Christian Faith Center, to be presented on July 27 at 11:00 a.m.
(d) The need for sidewalk between Rockvale and 5th St., on the south side of Alostia.
(e) Request for certificate of appreciation to Robin and Edith Russek for Chairing the American Cancer Society Relay for Life and recognition of Team Captains.

C. SCHEDULED ITEMS

1. **CONTINUED PUBLIC HEARING – RESOLUTIONS ADOPTING 2008/09 FISCAL YEAR SCHEDULE OF FEES AND CHARGES. RECOMMENDED ACTION:** Open the Public Hearing; receive testimony, close the Public Hearing. Formally ratify adoption of the City's Schedule of Fees and Charges by adopting Resolution No. 08-C59, establishing a User Fee Schedule for Various Municipal Activities and Resolution No. 08-C60, establishing certain Development Project Fees and Service Charges.

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2. **PUBLIC HEARING – REQUEST BY COVINA IRRIGATING COMPANY (CIC) THAT CITY OF**

AZUSA ADOPT A RESOLUTION CONSENTING TO CIC'S USE OF EMINENT DOMAIN TO ACQUIRE A PERMANENT 10-FOOT WIDE EASEMENT AND A TEMPORARY 25-FOOT WIDE CONSTRUCTION AND INSTALLATION EASEMENT, BOTH APPROXIMATELY 400-FEET IN LENGTH, TO CONSTRUCT AND INSTALL A WATER PIPELINE ON PRIVATE PROPERTY WITHIN THE CITY LIMITS. RECOMMENDED ACTION: (a) Open the public hearing to consider request by Covina Irrigating Company (CIC) that the City of Azusa adopt a resolution consenting to CIC's use of eminent domain to acquire a permanent and temporary easement through a private road and parking area located on the Crystal Canyon Condominium property located within the City of Azusa for purposes of constructing and maintaining a water transmission line; and (b) Close public hearing and adopt by at least a 4-1 vote, Resolution No. 08-C61, attached as Exhibit "A" and incorporated herein by reference.

3. **AUTHORIZATION TO SOLICIT A NOTICE INVITING BIDS (NIB) AND REQUEST FOR PROPOSALS (RFP) – PAINTING OF RAILROAD BRIDGE ON FOOTHILL BLVD. RECOMMENDED ACTION:** Approve the updated paint scheme as detailed on attachment for Railroad Bridge on Foothill Blvd., between Orange and Vernon; authorize staff to solicit a Notice Inviting Bids (NIB) for the painting of the Railroad Bridge on Foothill Blvd., between Orange and Vernon, and authorize staff to solicit a Request for Proposals (RFP) for the painting of the City Logo, "Azusa" lettering and striping (Professional Service).
4. **PUBLIC HEARING - ON AN APPLICATION TO OPERATE A TAXICAB IN THE CITY OF AZUSA BY CROWN YELLOW CAB. RECOMMENDED ACTION:** Open the Public Hearing; receive testimony, close the Hearing. Approve the application and adopt Resolution No. 08-C62, authorizing the issuance of a "Certificate of Public Convenience and Necessity".
5. **CONSIDERATION OF A \$25,000 AMENDMENT TO THE CDBG ECONOMIC DEVELOPMENT LOAN ("EDLP") FOR JAKE'S HOT DOGS AND SAUSAGES, 246 NORTH AZUSA AVENUE. RECOMMENDED ACTION:** Deny the \$25,000 EDLP loan amendment request of Jake's Hot Dogs and Sausages ("Jake's").

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 8, 2008. RECOMMENDED ACTION:** Approve Minutes as written.
2. **HUMAN RESOURCES ACTION ITEMS. RECOMMENDED ACTION:** Approve Personnel Action Requests in accordance with Section 3.3 of the City of Azusa Civil Service Rules and applicable Memorandum of Understanding(s).

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3. **AUTHORIZE THE NOTICE OF COMPLETION OF THE SAN GABRIEL CANYON GATEWAY CENTER LANDSCAPING PROJECT AS COMPLETED BY AMIGOS DE LOS RIOS IN THE**

AMOUNT OF \$359,793.00 AND AUTHORIZE STAFF TO FILE THE NOTICE OF COMPLETION WITH THE LOS ANGELES COUNTY CLERK. RECOMMENDED ACTION: Approve the filing of the Notice of Completion for the San Gabriel Canyon Gateway Center Landscaping Project as completed by Amigos de los Rios in the amount of \$359,793.00 and authorize staff to file the Notice of Completion with the Los Angeles County Clerk.

4. **INDEMNITY AGREEMENT WITH COVINA IRRIGATING COMPANY (CIC) REGARDING RESOLUTION CONSENTING TO CIC'S USE OF EMINENT DOMAIN TO ACQUIRE A PERMANENT 10-FOOT WIDE EASEMENT AND A TEMPORARY 25-FOOT WIDE CONSTRUCTION AND INSTALLATION EASEMENT, BOTH APPROXIMATELY 400-FEET IN LENGTH, TO CONSTRUCT AND INSTALL A WATER PIPELINE ON PRIVATE PROPERTY WITHIN THE CITY LIMITS. RECOMMENDED ACTION:** Should the City Council adopt the resolution consenting to CIC's use of eminent domain to acquire two easements on private property owned by the Crystal Canyon Homeowners Association and/or Crystal Canyon Homeowners, (a) Approve Indemnification Agreement between the City of Azusa and Covina Irrigating Company (CIC); and (b) Authorize the City Manger to execute the Indemnification Agreement subject to any non-substantive changes approved by the City Attorney's office.
5. **AGREEMENT BETWEEN THE CITY OF AZUSA AND ALL CITY MANAGEMENT SERVICES (ACMS) FOR CROSSING GUARD SERVICES. RECOMMENDED ACTION:** Adopt the agreement between the City and ACMS for crossing guard services.
6. **AWARD OF CONTRACT FOR CITY-WIDE CONCRETE IMPROVEMENTS. RECOMMENDED ACTION:** Award a 1-year contract to Martinez Concrete Inc., of Azusa for City-wide concrete improvements in an amount not-to-exceed \$250,000.00.
7. **WARRANTS.** Resolution authorizing payment of warrants by the City. **RECOMMENDED ACTION:** Adopt Resolution No. 08-C63.

CONVENE JOINTLY WITH THE REDEVELOPMENT AGENCY

E. JOINT AGENCY/CITY ITEM

1. **REDEVELOPMENT AGENCY ADMINISTRATION/ADVANCE FROM THE CITY. RECOMMENDED ACTION:** Waive further reading and adopt Resolution No. 08-R32, (Agency) requesting a loan from the City of Azusa for purposes of the Merged Redevelopment Project Area and Resolution No. 08-C64, (City) authorizing Loans for purposes of the Merged Redevelopment Project Area and authorize the execution of the Note. (This is an advance of \$1,283,070 from the City's General Fund to the Redevelopment Agency).

CITY COUNCIL TO RECESS AND REDEVELOPMENT AGENCY TO CONTINUE

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F. 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 MINUTES OF THE REGULAR MEETING OF JULY 8, 2008. RECOMMENDED ACTION:** Approve Minutes as written.
2. **MAKING A FINDING THAT PLANNING AND ADMINISTRATIVE EXPENSES MAY BE FUNDED FROM THE LOW-TO-MODERATE INCOME HOUSING FUND (20% SET ASIDE). RECOMMENDED ACTION:** Adopt Resolution No. 08-R33, making a finding that the planning and administrative expenses to be funded from the low-to-moderate income housing fund in fiscal year 2008/09 are necessary for the production, improvement or preservation of the community's supply of low and moderate income housing.
3. **WARRANTS.** Resolution authorizing payment of warrants by the Agency. **RECOMMENDED ACTION:** Adopt Resolution No. 08-R34.

G. ADJOURNMENT

1. Adjourn.

UPCOMING MEETINGS:

July 28, 2008, Utility Board Meeting – 6:30 p.m. (Light and Water Conference Room)

August 4, 2008, City Council Meeting – 6:30 p.m. (Auditorium)

August 18, 2008, City Council Meeting – 6:30 p.m. (Auditorium)

September 2, 2008 (Tuesday) City Council Meeting – 6:30 p.m. (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.