



AGENDA

**REGULAR MEETING OF THE CITY COUNCIL,
AND THE SUCCESSOR AGENCY**

**AZUSA AUDITORIUM
213 EAST FOOTHILL BOULEVARD**

**TUESDAY, FEBRUARY 21, 2012
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.

CEREMONIAL

1. Swearing In Ceremony for Chief of Police Sam Gonzalez.

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. Gov. Code Sec. 54957.6 – CONFERENCE WITH LABOR NEGOTIATOR

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

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

2. Gov. Code Sec. 54956.9 (a) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.

Gale Banks Engineering vs. City of Azusa, Los Angeles Superior Court, Case No. BS 133253 and City of Irwindale vs. City of Azusa, Los Angeles Superior Court, Case No. BS 132946.

3. **Gov. Code Sec. 54956.8 - REAL PROPERTY NEGOTIATIONS**

Agency: City of Azusa
City Negotiators: City Manager Makshanoff
Negotiating With: Lewis Retail Centers
Under Negotiation: Price and Terms of Sale.

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

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	

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

Title: City Attorney

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
3. Invocation – Ministerio Internacional Nuevo Nacimiento en Jesus Cristo

A. CEREMONIAL MATTERS AND PRESENTATIONS

None.

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 on this agenda 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. Mayor Rocha – Request for proclamation for Ashlee Polarek of Girl Scout Troop 9124 for receiving the Gold Award. The proclamation will be presented at the March 5, 2012 meeting along with the proclamation for 100th Birthday for Girl Scouts.
2. Presentation on Automated Residential Trash Collection Services and Commercial Organic Waste Composting Program.
3. Request for proclamation in honor of Arbor Day on March 3, 2012.

D. SCHEDULED ITEMS

1. LOS ANGELES COUNTY FIRE DEPARTMENT WEED ABATEMENT PROTEST HEARING.

RECOMMENDED ACTION:

- a. Conduct an informal protest hearing and refer any property owners with objections to the Los Angeles County Fire Department Brush Clearance Office for consideration. b. Approve the motion and abatement order directing abatement of the nuisance by removing all weeds and rubbish from the affected improved parcels.

2. PUBLIC HEARING – ON RESCINDING VARIANCE (V 2010-04) [OPERATIONAL STANDARDS], RE-ADOPTION OF RESOLUTION APPROVING USE PERMIT 2009-01, AND READOPTING A REDUCTION IN THE REQUIRED NUMBER OF PARKING SPACES BY VARIANCE FOR THE PREVIOUSLY APPROVED MATERIAL RECOVERY FACILITY AND TRANSFER STATION (MRF/TS) TO BE LOCATED AT 1501 W. GLADSTONE STREET. APPLICANT: USA WASTE OF CALIFORNIA, INC./AZUSA LAND RECLAMATION, INC.

RECOMMENDED ACTION:

Open the Public Hearing; receive testimony, Close the Public Hearing.

- a. Waive further reading and adopt Resolution No. 12-C10, rescinding Variance (V 2010-04);
- b. Waive further reading and adopt Resolution No. 12-C12 readopting Resolution No. 11-C51, approving Use Permit (UP 2009-01);
- c. Waive further reading and adopt Resolution No. 12-C11, approving Variance (V 2012-01); and
- d. Direct Staff to file a Notice of Determination pursuant to Public Resources Code §21166.

3. ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL REPEALING ORDINANCE NO. 11-O11 ELECTING TO PARTICIPATE IN THE ALTERNATIVE VOLUNTARY REDEVELOPMENT PROGRAM PURSUANT TO HEALTH AND SAFETY CODE SECTION 34192 ET SEQ.

RECOMMENDED ACTION:

Waive further reading and introduce an Ordinance of the City Council of the City of Azusa, California, Repealing Ordinance No. 11-O11 Electing to Participate in the Alternative Voluntary Redevelopment Program Pursuant to Health and Safety Code Section 34192 et seq.

4. **PUBLIC HEARING – TO CONSIDER MID-YEAR BUDGET ADJUSTMENTS.**

RECOMMENDED ACTION

Hold Public Hearing and approve the proposed resolution adopting mid-year budget adjustments.

5. **PROPOSITION “A” FUND EXCHANGE AGREEMENT.**

RECOMMENDED ACTION:

Approve the Proposition “A” Fund Exchange Agreement.

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 SPECIAL MEETING OF FEBRUARY 4, 2012 AND THE REGULAR MEETING OF FEBRUARY 6, 2012.**

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. **APPROVAL OF BIDS AND SPECIFICATIONS AND AUTHORIZATION TO SOLICIT BIDS FOR CDBG ATHLETIC COURT RESURFACING PROJECT, NO. 601409-11.**

RECOMMENDED ACTION:

Approve bids and specifications and authorize staff to solicit bids for the Community Development Block Grant (CDBG) funded Athletic Court Resurfacing Project No. 601409-11. The bidding will consist of a formal bidding process.

4. **AWARD OF CONTRACT – JANITORIAL SERVICES**

RECOMMENDED ACTION:

Award a 3-year contract to Progreen Building Maintenance for City-wide Janitorial Services in the amount of \$99,540.

5. **CIP #66112F; TRAFFIC SIGNAL CONTROLLER UPGRADES, REQUEST APPROVAL OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO SOLICIT A NOTICE OF INVITING BIDS (NIB).**

RECOMMENDED ACTION:

Staff requests that the City Council approve the Plans and Specifications and authorize staff to solicit bids for the Traffic Signal Controller Replacement project.

6. **CIP PROJECT #66112E – PAVEMENT MANAGEMENT PROJECT - REQUEST CITY COUNCIL APPROVAL OF THE PLANS AND SPECIFICATIONS, AUTHORIZATION TO SOLICIT A NOTICE OF INVITING BIDS (NIB) AND APPROVAL OF A BUDGET AMENDMENT IN THE AMOUNT OF \$900,000.**

RECOMMENDED ACTION:

Approve the Plans and Specifications and authorize staff to solicit a notice of inviting bids for CIP Project #66112E - Pavement Management Project and approve a budget amendment in the amount of \$900,000.

7. **AMENDMENT FOR MAINTENANCE SERVICES, STREET SWEEPING, ATHENS SERVICES**

RECOMMENDED ACTION:

Authorize the City Manager to enter into a five-year agreement with Athens Services to perform street sweeping services from March 1, 2012 to March 1, 2017.

8. **PURCHASE OF SEVEN PANASONIC TOUGHBOOK LAPTOP COMPUTERS FOR MOBILE DIGITAL COMPUTER (MDC) USE IN POLICE VEHICLES.**

RECOMMENDED ACTION:

Approve the purchase of seven Panasonic Toughbook laptop computers and associated equipment for mobile digital computer (MDC) use in police vehicles from CDCE, Inc. in the amount of \$34,722.45. Approve the purchase of this equipment based on the competitive bid process completed under GSA Contract Number GS-35F-0143R. This type of purchase is authorized by AMC Section 2-523(E) when the competitive bid process has already been completed.

9. **NONDISPOSAL FACILITY ELEMENT ADOPTION**

RECOMMENDED ACTION:

Adopt attached Resolution No. 12-C13, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AZUSA, CALIFORNIA, ADOPTING THE CITY OF AZUSA'S AMENDED NONDISPOSAL FACILITY ELEMENT.

10. **PROFESSIONAL SERVICES AGREEMENT TO PROVIDE FINANCIAL CONSULTING SERVICES TO THE CITY OF AZUSA.**

RECOMMENDED ACTION:

Approve the Agreement with Urban Futures, Inc. (UFI) to provide Financial Consulting Services.

11. **AZUSA PACIFIC UNIVERSITY DEVELOPMENT AGREEMENT EVENT CENTER CITY TICKET FEE WAIVER FOR AZUSA UNIFIED SCHOOL DISTRICT EVENT.**

RECOMMENDED ACTION:

Waive the Azusa Pacific University (APU) Event Center ticket fee for the Azusa Unified School District event and direct staff to prepare a letter agreement among APU, the Azusa Unified School District (AUSD) and the City of Azusa outlining criteria for future fee waivers.

12. **ADJUSTMENT TO PERS EMPLOYEE PAID MEMBER CONTRIBUTION (EPMC).**

RECOMMENDED ACTION:

Adopt Resolution No. 12-C14, reducing the employer paid member contribution for Executive Management Group employees.

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

RECOMMENDED ACTION:

Adopt Resolution No. 12-C15.

CONVENE JOINTLY WITH THE SUCCESSOR AGENCY

F. JOINT CITY COUNCIL AND SUCCESSOR AGENCY AGENDA ITEM

1. **CITY AND SUCCESSOR AGENCY APPROVING RESOLUTIONS REGARDING FORGIVENESS OF REPAYMENT OF LOANS TO PUBLIC BODIES AS REQUIRED BY HEALTH AND SAFETY CODE SECTION 33354.8.**

RECOMMEND ACTION:

- a. Waive further reading and adopt the Resolution No. 12-C16, (City) regarding forgiveness of loans to public bodies as required by Health and Safety Code section 33354.8; and
- b. Waive further reading and adopt Resolution No. 12-R6, (Redevelopment as the Successor Agency) regarding forgiveness of loans to public bodies as required by Health and Safety Code section 33354.8.

CITY COUNCIL TO RECESS AND THE SUCCESSOR AGENCY TO CONTINUE

G. SUCCESSOR 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 THE SUCCESSOR AGENCY OF FEBRUARY 6, 2012.**

RECOMMENDED ACTION:

Approve Minutes as written.

2. **WARRANTS. RESOLUTION AUTHORIZING PAYMENT OF WARRANTS BY THE REDEVELOPMENT AGENCY.**

RECOMMENDED ACTION:

Adopt Resolution No. 12-R7.

H. ADJOURNMENT

1. Adjourn.

UPCOMING MEETINGS:

February 27, 2012, Utility Board Meeting – 6:30 p.m. Light and Water Conference Room

March 5, 2012, City Council Meeting – 6:30 p.m. Azusa Auditorium

March 19, 2012, City Council Meeting – 6:30 p.m. Azusa Auditorium

March 26, 2012, Utility Board Meeting – 6:30 p.m. 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.