



AGENDA

**REGULAR MEETING OF THE CITY COUNCIL,
THE PUBLIC FINANCING AUTHORITY,
THE SUCCESSOR AGENCY OF
THE CITY OF AZUSA, AND
A SPECIAL MEETING OF THE
AZUSA UTILITY BOARD**

**AZUSA AUDITORIUM
213 EAST FOOTHILL BOULEVARD**

**MONDAY, JUNE 17, 2013
6:30 P.M. Ceremonial/Closed Session
7:30 P.M. Regular Meeting**

AZUSA CITY COUNCIL

**JOSEPH R. ROCHA
MAYOR**

**EDWARD J. ALVAREZ
COUNCILMEMBER**

**ANGEL CARRILLO
COUNCILMEMBER**

**URIEL E. MACIAS
MAYOR PRO-TEM**

**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 LEGAL COUNSEL - EXISTING LITIGATION - Gov. Code Sec. 54956.9(d)(1).

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.

2. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Gov. Code Sec. 54956.9(d)(1).**
Case Name: Heracillio Arellano v. City of Azusa (Case # KC062935).
3. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Gov. Code Sec. 54956.9(d)(1).**
Case Name: Angelica Prado v. City of Azusa (Case No. KC064591)
4. **CONFERENCE WITH LABOR NEGOTIATOR - Gov. Code Sec. 54957.6**
City Negotiators: City Manager Makshanoff
Organizations: SEIU (Service Employees International Union) and IBEW (International Brotherhood of Electrical Workers).

NOTICE TO THE PUBLIC FOR REGULAR MEETING

In compliance with Government code Section 54957.5, copies of staff reports or other written documentation relating to each item of business referred to on the Agenda are in file in the Office of the City Clerk - 213 E. Foothill Blvd.; copies for public view are in the Azusa City Library - 729 N. Dalton Ave., Azusa Police Department Lobby - 725 N. Alameda Ave., and the City of Azusa Web Page www.ci.azusa.ca.us. 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 7:30 P.M. will not be accepted.

7:30 P.M. - REGULAR MEETING OF THE CITY COUNCIL THE PUBLIC FINANCING AUTHORITY, THE SUCCESSOR AGENCY, AND AZUSA UTILITY BOARD SPECIAL MEETING.

1. Call to Order
2. Pledge to the Flag
3. Invocation – Pastor Rick McDonald of Azusa House of Prayer.

A. 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.*

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

1. Announcement of postponement of meeting concerning Certification of an Environmental Impact Report and Approval of Design Review 2012-01 and Use Permit 2013-02 for the construction of a parking structure. To ensure proper notification requirements are met, the item will be re-noticed for a future City Council meeting.
2. Mayor Rocha: Discussion regarding the plans of the old Santa Fe Depot, located at 800 N. Azusa Ave.

C. SCHEDULED ITEMS

CONVENE JOINTLY AS THE CITY COUNCIL, AZUSA UTILITY BOARD, THE AZUSA PUBLIC FINANCING AUTHORITY, AND THE SUCCESSOR AGENCY OF THE FORMER REDEVELOPMENT AGENCY, TO CONSIDER THE FOLLOWING:

1. **FISCAL YEAR 2013/14 CITY, AZUSA LIGHT AND WATER, AZUSA PUBLIC FINANCING AUTHORITY, AND SUCCESSOR AGENCY OF THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF AZUSA BUDGET ADOPTION.**

RECOMMENDED ACTION

City Council and respective Boards formally adopt the Fiscal Year 2013/14 Operating and Capital Improvement Project Budgets for the City, Azusa Light and Water (“Utility”), the Successor Agency of the former Redevelopment Agency of the City of Azusa (“Agency”) and the Azusa Public Financing Authority (“APFA”) as proposed at the May 28, 2013 Budget Workshop together with such amendments as they should desire and approve the attached Resolutions.

- a. Waive further reading and adopt **Resolution No.13-C38, (City)** approving the budget and approving appropriations for the City of Azusa for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014.
- b. Waive further reading and adopt **Resolution No.13-C39, (Utility Board)** approving the budget and approving appropriations for the City of Azusa for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014.
- c. Waive further reading and adopt **Resolution No.13-P2, (Azusa Public Financing Authority)** approving the budget and approving appropriations for the Azusa Public Financing Authority for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014.
- d. Waive further reading and adopt **Resolution No. 13-R8, (Agency)** approving the budget and approving appropriations for the City of Azusa Successor Agency of the Former Redevelopment Agency for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014.

ADJOURN THE MEETING OF THE AZUSA UTILITY BOARD.

2. **PUBLIC HEARING – 2013 REFUSE RATE ADJUSTMENT.**

RECOMMENDED ACTION:

Open the public hearing; receive testimony, close the hearing. Approve of a refuse collection rate adjustment for Athens Services effective July 1, 2013, by adopting resolution No. 13-C40, approving the 17th amendment to the Exclusive Franchise Agreement and setting forth the monthly proposed rates.

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 JUNE 3, 2013.**

RECOMMENDED ACTION:

Approve Minutes as written.

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

RECOMMENDED ACTION:

Adopt Resolution No. 13-C40 allowing certain claims and demands and specifying the fund out of which the same are to be paid.

3. **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).

4. **PROFESSIONAL SERVICES AGREEMENT EXTENSION WITH B/R PARTNERS, INC. TO PROVIDE PLANNING AND PROJECT MANAGEMENT SERVICES FOR THE MONROVIA NURSERY SPECIFIC PLAN (ROSEDALE DEVELOPMENT).**

RECOMMENDED ACTION:

Approve an amendment to the existing B/R Partners agreement, extending it to June 30, 2014, and authorize the Mayor to sign the amended agreement, subject to any non-substantive changes made by the City Manager and City Attorney.

5. **MATRIX SOFTWARE ANNUAL MAINTENANCE AND SUPPORT AGREEMENT.**

RECOMMENDED ACTION:

Waive formal sealed bids in accordance with Azusa Municipal Code Section 2-523 section B, computer software maintenance services and 2-523 section C, no competitive market, and approve the software maintenance and support contract from Matrix Imaging, in the amount of \$12,929.00.

6. **NOVELL SOFTWARE ANNUAL MAINTENANCE SUPPORT AND LICENSING AGREEMENT.**

RECOMMENDED ACTION:

Waive formal sealed bids in accordance with Azusa Municipal Code Section 2-523 section B, computer software maintenance services, and approve the software maintenance support and licensing from CDW-G, in the amount of \$19,350.00.

7. **SIRSI LIBRARY SOFTWARE ANNUAL MAINTENANCE AND SUPPORT AGREEMENT.**

RECOMMENDED ACTION:

Waive formal sealed bids in accordance with Azusa Municipal Code Section 2-523 section B, computer software maintenance services and 2-523 section C, no competitive market; and approve the annual software maintenance and support agreement from SIRSI Corporation, in the amount of \$30,043.51.

8. **AGREEMENT RENEWAL WITH LA WORKS FOR FY 2013/14 TO PROVIDE GENERAL CITYWIDE PUBLIC RIGHT OF WAY MAINTENANCE SERVICES.**

RECOMMENDED ACTION:

Authorize the City Manager to enter into an agreement with LA Works for Fiscal Year 2013/14 for right-of-way maintenances service in an amount not to exceed \$67,517, subject to any non-substantive changes made by the City Manager and City Attorney.

9. **AWARD A CONTRACT TO KASA CONSTRUCTION INC. IN THE AMOUNT OF \$536,500 FOR THE CONSTRUCTION OF THE AZUSA GATEWAY IMPROVEMENT PROJECT.**

RECOMMENDED ACTION:

Award a contract to KASA Construction Inc. in the amount of \$536,500 for the construction of the Azusa Gateway Improvements Project, subject to any non-substantive changes made by the City Manager and City Attorney.

10. **AUTHORIZATION TO ENTER INTO AGREEMENT WITH THE COUNTY OF LOS ANGELES FOR THE PROVISION OF PARATRANSIT SERVICES.**

RECOMMENDED ACTION:

Authorize staff to enter into an agreement with the County of Los Angeles for the provision of paratransit services, subject to any non-substantive changes made by the City Manager and City Attorney.

11. **SUBSTITUTION OF BONDS FOR LOTS 1-6 OF TRACT MAP NO. 66141 KNOWN AS GREAT PARK I, PARSONS PLACE.**

RECOMMENDED ACTION:

Approve and authorize the City Manager to execute the Agreement for Completion of Public Improvements for Lots 1-6 of Tract 66141 to construct the required public improvements; accept the Faithful Performance Bond in the amount of \$643,496.92, and the Labor and Materials Bond for \$643,496.92 for streets and storm drain facilities, as guaranteed by Westchester Fire insurance Company; the City Council hereby reduces the original bonds posted by William Lyon Homes, as guaranteed by Arch Insurance Company by the amount of \$643,496.92, specifically for Lots 1-6 of Tract 66141.

12. **LEGISLATIVE UPDATE AND RECOMMENDED POSITIONS.**

RECOMMENDED ACTION:

Approve the positions recommended on the legislation listed on the report.

13. **CITY TREASURER'S STATEMENT OF CASH AND INVESTMENT BALANCES FOR THE MONTH OF APRIL 2013.**

RECOMMENDED ACTION:

Receive, review, and file the City Treasurer's Report for the City of Azusa for the month of April 2013.

14. **CITY MANAGER THIRD CONTRACT AMENDMENT.**

RECOMMENDED ACTION:

Authorize the Mayor to sign the Third Amendment to the City Manger's contract temporarily suspending cash out of vacation time provisions and accrual limits and City Paid deferred compensation payments until June 30, 2014, and requiring three furlough days between December 25, 2013, and January 1, 2014.

15. **BUDGET AMENDMENT AND BLANKET PURCHASE ORDER INCREASE FOR OUTSIDE PLAN CHECK AND INSPECTION CONSULTANT SERVICES.**

RECOMMENDED ACTION:

Approve the request to increase the Building Division's Plan Check budget by \$50,000 and the Blanket Purchase Orders for two of its consultants, Melad & Associates and Willdan by \$25,000 each, to a total of \$37,000 and \$188,000, respectively. This will cover the remaining invoices.

E. SUCCESSOR AGENCY RELATED BUSINESS

1. No Business

F. 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. No Business

G. ADJOURNMENT

UPCOMING MEETINGS:

June 24, 2013, Utility Board Meeting – 6:30 p.m. Azusa Light & Water Conference Room
July 1, 2013, City Council Meeting – 6:30 p.m. Azusa Auditorium
July 15, 2013, City Council Meeting – 6:30 p.m. Azusa Auditorium
July 22, 2013, Utility Board Meeting – 6:30 p.m. Azusa Light & Water Conference Room

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.