

CITY OF IRWINDALE



AGENDA FOR THE REGULAR MEETING OF THE

CITY COUNCIL COMMUNITY REDEVELOPMENT AGENCY HOUSING AUTHORITY



JUNE 23, 2010

6:00 P.M. - CLOSED SESSION
6:30 P.M. - OPEN SESSION

IRWINDALE CITY HALL / COUNCIL CHAMBER
5050 N. IRWINDALE AVENUE
IRWINDALE, CA 91706
626-430-2200

CLOSED SESSION – CITY HALL CONFERENCE ROOM
REGULAR MEETING – CITY HALL COUNCIL CHAMBER

H. Manuel Ortiz - Mayor
David “Chico” Fuentes - Mayor Pro Tem
Mark A. Breceda - Councilmember
Larry G. Burrola - Councilmember
Manuel R. Garcia - Councilmember

Spontaneous Communications: The public is encouraged to address the City Council on any matter listed on the agenda or on any other matter within its jurisdiction. The City Council will hear public comment on items listed on the agenda during discussion of the matter and prior to a vote. The City Council will hear public comment on matters not listed on the agenda during the Spontaneous Communications period.

Pursuant to provisions of the **Brown Act**, no action may be taken on a matter unless it is listed on the agenda, or unless certain emergency or special circumstances exist. The City Council may direct staff to investigate and/or schedule certain matters for consideration at a future City Council meeting.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in a City Council meeting or other services offered by this City, please contact City Hall at (626) 430-2200. Assisted listening devices are available at this meeting. Ask the Deputy City Clerk if you desire to use this device. Upon request, the agenda and documents in the agenda packet can be made available in appropriate alternative formats to persons with disabilities. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

Note: Staff reports are available for inspection at the office of the Deputy City Clerk, City Hall, 5050 N. Irwindale Avenue, during regular business hours (8:00 a.m. to 6:00 p.m., Monday through Thursday).

Code of Ethics

As City of Irwindale Council Members, our fundamental duty is to serve the public good. We are committed to the principle of an efficient and professional local government. We will be exemplary in obeying the letter and spirit of Local, State and Federal laws and City policies affecting the operation of the government and in our private life. We will be independent and impartial in our judgment and actions.

We will work for the common good of the City of Irwindale community and not for any private or personal interest. We will endeavor to treat all people with respect and civility. We will commit to observe the highest standards of morality and integrity, and to faithfully discharge the duties of our office regardless of personal consideration. We shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of others.

We will inform ourselves on public issues, listen attentively to public discussions before the body, and focus on the business at hand. We will base our decisions on the merit and substance of that business. We will be fair and equitable in all actions, claims or transactions. We shall not use our official position to influence government decisions in which we have a financial interest or where we have a personal relationship that could present a conflict of interest, or create a perception of a conflict of interest.

We shall not take advantage of services or opportunities for personal gain by virtue of our public office that are not available to the public in general. We shall refrain from accepting gifts, favors or promises of future benefit that might compromise our independence of judgment or action or give the appearance of being compromised.

We will behave in a manner that does not bring discredit or embarrassment to the City of Irwindale. We will be honest in thought and deed in both our personal and official lives.

Ultimate responsibility for complying with this Code of Ethics rests with the individual elected official. In addition to any other penalty as provided by law, violation of this Code of Ethics may be used as a basis for disciplinary action or censure of a Council Member.

These things we hereby pledge to do in the interest and purposes for which our government has been established.

Irwindale City Council

CLOSED SESSION – 6:00 P.M.

1. Conference With Property Negotiator
Pursuant to California Government Code Section 54956.8
 - A. Property: N/W Intersection of Live Oak Avenue and Arrow Highway – APN 8535-011-911
Negotiating Parties: CRA and Arakelian Enterprises
Under Negotiation: Price and terms of sale
 - B. Property: N/W Intersection of Live Oak Avenue and Arrow Highway – APN 8535-011-911
Negotiating Parties: CRA and Arakelian Enterprises
Under Negotiation: Price and terms of sale
 - C. Property: 2449 Alice Rodriguez Circle – APN 8533-016-027
Negotiating Parties: CRA
Under Negotiation: Terms of Sale
 - D. Property: 15808 Hidalgo
Negotiating Parties: Housing Authority and Mayans Development
Under Negotiation: Terms of Sale
2. Conference With Legal Counsel – Anticipated Litigation
Pursuant to California Government Code Section 54956.9

Number of cases: One
3. Conference With Salary Negotiator
Pursuant to California Government Code Section 54957.6)

Agency Negotiator: Camille Diaz, Assistant City Manager;
Laura Nomura, Director of Finance
Sharmeen Bhojani, Human Resources Mgr

Employee Organization: Irwindale Police Officers' Association
Irwindale City Employees' Association
Irwindale Management Employees' Association

4. Public Employee Performance Evaluation
Pursuant to California Government Code Section 54957

Title: Interim City Manager

ADJOURN

OPEN SESSION – 6:30 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. INVOCATION
- D. ROLL CALL: Councilmembers: Mark A. Breceda, Larry G. Burrola,
Manuel R. Garcia; Mayor Pro Tem David “Chico” Fuentes;
Mayor H. Manuel Ortiz
- E. REPORT FROM CLOSED SESSION
- F. CHANGES TO THE AGENDA
- G. COUNCIL MEMBER TRAVEL REPORTS
- H. ANNOUNCEMENTS
- I. INTRODUCTION / SWEARING-IN OF NEW EMPLOYEES
- J. PROCLAMATIONS / PRESENTATIONS / COMMENDATIONS
 - 1. Presentation to Merwin School for exceeding the goal number of books / number of words read
 - 2. Presentation to Stellar Business Bank, Chamber of Commerce Business of the Month
 - 3. Presentation to Rescue Services International in recognition of their donation of an ambulance to the Police Department
 - 4. Presentation by Habib Balian providing an update on the Gold Line Foothill Extension Project and Schedule

SPONTANEOUS COMMUNICATIONS

This is the time set aside for members of the audience to speak on items not on this agenda. State law prohibits any Council discussion or action on such communications unless 1) the Council by majority vote finds that a catastrophe or emergency exists; or 2) the Council by at least four votes finds that the matter (and need for action thereon) arose within the last five days. Since the Council cannot (except as stated) participate it is requested that all such communications be made in writing so as to be included on the next agenda for full discussion and action. If a member of the audience feels he or she must proceed tonight, then each speaker will be limited to 2 minutes and each subject limited to 6 minutes, unless such time limits are extended.

1. CONSENT CALENDAR

The Consent Calendar contains matters of routine business and is to be approved with one motion unless a member of the City Council requests separate action on a specific item. At this time, members of the audience may ask to be heard regarding an item on the Consent Calendar.

A. Minutes

Recommendation: Approve the following minutes:

1. Regular meeting held June 9, 2010

B. Warrants/Demands/Payroll

Recommendation: Approve

C. Award of Contract for the Construction of the Improvements to the Agency-Owned Property Located at 4342 Alderson Avenue for the Housing of the Emergency Operation Center (EOC) Trailer

Recommendation: Authorize the Interim City Manager to enter into an agreement with MG Enterprises, Inc., in the amount of \$95,024.80, for the construction of improvements to the Agency-owned property located at 4342 Alderson Avenue for the housing of the Emergency Operation Center (EOC) trailer.

D. Ordinance No. 640 – Adopting Fiscal Year 2010-11 Budget

Recommendation: Adopt on second reading **Ordinance No. 640**, entitled: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRVINDALE ADOPTING THE BUDGET FOR FISCAL YEAR 2010-11"

E. **Ordinance No. 641** – Adopting County of Los Angeles Animal Control Code by Reference

Recommendation: Introduce on first reading **Ordinance No. 641**, entitled: “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF IRWINDALE AMENDING TITLE 6.04 OF THE IRWINDALE MUNICIPAL CODE AND ADOPTING BY REFERENCE TITLE 10 – LOS ANGELES COUNTY CODE, AND COUNTY AMENDMENTS AND REPEALING ALL OTHER ORDINANCES OR PORTIONS OF ORDINANCES IN CONFLICT THEREWITH”

F. **Resolution No. 2010-25-2455** Authorizing Submission of an Application to the Department of Resources Recycling and Recovery for the Used Oil Payment Program (Previously Used Oil Recycling Block Grant)

Recommendation: Adopt **Resolution No. 2010-25-2455**, entitled: “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR THE USED OIL PAYMENT PROGRAM (OPP)”

G. Award of Contract for the Construction of Citywide Bridge Repair Project

Recommendation: Authorize the Interim City Manager to enter into an agreement with Sea West Enterprises in the amount of \$79,455 for the construction of the Citywide Bridge Repair Project

H. **Resolution No. 2010-26-2456** Ratifying the City of Irwindale Investment Policy and Delegating Authority to the City Treasurer to Invest the City's Surplus Funds

Recommendation: Adopt **Resolution No. 2010-26-2456**, entitled: “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE RATIFYING THE CITY OF IRWINDALE INVESTMENT POLICY AND DELEGATING TO THE CITY TREASURER AUTHORITY TO INVEST THE CITY'S SURPLUS FUNDS”

I. Approval of Plans and Specifications for Los Angeles Street Rehabilitation Project From Little John Street to West City Limits

Recommendation: (1) Approve the project and find it categorically exempt from the provisions of the California Environmental Quality Act (CEQA); (2) approve the plans and specifications for the Los Angeles Street Rehabilitation Project from Little John Street to west City limits; and (3) authorize staff to solicit bids for construction of the project

2. NEW BUSINESS

A. **Resolution Nos. 2010-27-2457 and 2010-28-2458 – Refinancing of 1998 Special Tax Bonds**

Recommendation: Authorize the refinancing of the Community Facilities District No. 1 of the City of Irwindale 1998 Special Tax Refunding Bonds, approve an In-Lieu Special Tax Agreement, and adopt **Resolution No. 2010-27-2457**, entitled: “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 1 OF THE CITY OF IRWINDALE, AUTHORIZING THE ISSUANCE OF ITS SPECIAL TAX REFUNDING BONDS, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,500,000; AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH;” and

Resolution No. 2010-28-2458, entitled: “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IRWINDALE, ON BEHALF OF COMMUNITY FACILITIES DISTRICT NO. 1 OF THE CITY OF IRWINDALE, APPROVING AND DIRECTING THE EXECUTION OF AN IN-LIEU SPECIAL TAX AGREEMENT AND ACTIONS RELATED TO THE ISSUANCE OF BONDS BY THE DISTRICT,” reading by title only and waiving further reading thereof

3. OLD BUSINESS

4. PUBLIC HEARINGS

5. CITY MANAGER’S REPORT

6. ADJOURN

COMMUNITY REDEVELOPMENT AGENCY

SPONTANEOUS COMMUNICATIONS

This is the time set aside for members of the audience to speak on items not on this agenda. Spontaneous Communications for the Redevelopment Agency are subject to the same State prohibitions and City guidelines as cited on the City Council agenda.

1. CONSENT CALENDAR

The Consent Calendar contains matters of routine business and is to be approved with one motion unless a member of the Agency requests separate action on a specific item. At this time, members of the audience may ask to be heard regarding an item on the Consent Calendar.

A. Minutes

Recommendation: Approve the following minutes:

1. Regular meeting held June 9, 2010

B. Warrants

Recommendation: Approve

C. Award of Contract for the Construction of the Improvements to the Agency-Owned Property Located at 4342 Alderson Avenue for the Housing of the Emergency Operation Center (EOC) Trailer

Recommendation: Authorize the Interim Executive Director to enter into an agreement with MG Enterprises, Inc., in the amount of \$95,024.80, for the construction of improvements to the Agency-owned property located at 4342 Alderson Avenue for the housing of the Emergency Operation Center (EOC) trailer.

D. Resolution No. CRA 2010-13-532 Approving In-Lieu Special Tax Agreement

Recommendation: Approve execution of an In-Lieu Special Tax Agreement and adopt **Resolution No. CRA 2010-13-532**, entitled: "A RESOLUTION OF THE IRWINDALE COMMUNITY REDEVELOPMENT AGENCY APPROVING AND DIRECTING THE EXECUTION OF AN IN-LIEU SPECIAL TAX AGREEMENT AND OTHER ACTIONS RELATED TO COMMUNITY FACILITIES DISTRICT NO. 1 OF THE CITY OF

IRWINDALE”

2. **NEW BUSINESS**
3. **OLD BUSINESS**
4. **PUBLIC HEARINGS**
5. **ADJOURN**

HOUSING AUTHORITY

SPONTANEOUS COMMUNICATIONS

This is the time set aside for members of the audience to speak on items not on this agenda. Spontaneous Communications for the Housing Authority are subject to the same State prohibitions and City guidelines as cited on the City Council agenda.

1. CONSENT CALENDAR

A. Minutes

Recommendation: Approve the following minutes:

1. Regular meeting held June 9, 2010

2. **NEW BUSINESS**
3. **OLD BUSINESS**
4. **PUBLIC HEARINGS**
5. **ADJOURN**

AFFIDAVIT OF POSTING

I, Linda J. Kimbro, Deputy City Clerk, certify that I caused the agenda for the regular meeting of the City Council, Community Redevelopment Agency, and Housing Authority to be held on June 23, 2010, to be posted at the City Hall, Library, and Post Office on June 16, 2010.

Linda J. Kimbro, MMC
Deputy City Clerk