

MINUTES
ALHAMBRA CITY COUNCIL
ALHAMBRA REDEVELOPMENT AGENCY
Joint Regular Meeting
May 26, 2009
5:30 p.m.

ROLL CALL: At 5:32 p.m., on Monday, May 26, 2009, the Alhambra City Council and the Alhambra Redevelopment Agency (ARA) met in the Council Chambers of the Alhambra City Hall, 111 South First Street, Alhambra, California.

CITY COUNCIL/ARA BOARD MEMBERS:

PRESENT: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
ABSENT: None

Officials Present: City Manager/ARA Executive Director Fuentes, Assistant City Manager/Personnel Director Bacio, Assistant City Attorney/Assistant Agency Counsel Richman, City Clerk/ARA Assistant Secretary Moore, Director of Development Services/ARA Deputy Executive Director Martin, Director of Public Works Chavez, Director of Utilities Swink, Director of Community Services Jarvis, Chief of Police Hudson, Fire Chief Stedman, Deputy City Manager Schultz, Assistant to the City Manager Hayashi, Library Director Hernandez, Sergeant-at-Arms Castillo

FLAG SALUTE: Led by Chairman Yamauchi

RESOLUTIONS BY TITLE ONLY

On motion of Mr. SHAM, seconded by Mr. AYALA, and carried unanimously (SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI), the Assistant City Attorney/Assistant Agency Counsel was instructed to read by title only all resolutions appearing in these minutes which are required by law to be read in their entirety.

Action Taken: Hearing no objections, the Mayor and Chairman so ordered.

CEREMONIALS:

1. PROCLAMATION – F2M9-3

Ratified the action of **Mayor MESSINA** in proclaiming the City of Alhambra's support of the **CENSUS 2010 PROJECT** to ensure that everyone is counted. **Mayor MESSINA presented** the **PROCLAMATION** to **LYDIA LEE**, Partnership Specialist with the United States Census Bureau.

PRESENTATION:

2. STRATEGIC PLAN UPDATE – F2M8-58

On December 4, 2008, the City Council and Executive Staff met to review the current three-year goals (2008-2011) and six-month objectives to implement the City’s strategic plan. Approximately every six months, the City Council and Executive Staff meet to update the objectives. During the strategic planning process, it was determined that the staff would review the progress of the goals and objectives and present to the City Council the status on a monthly basis, Deputy City Manager **SCHULTZ** updated the Council regarding the Strategic Plan, which progress was more fully discussed in the Deputy City Manager’s May 26, 2009 report on file in the City Clerk’s Office.

Discussion: None.

Action Taken: City Council received and ordered filed the informational report presented this evening.

AGENCY/COUNCIL CONSENT AGENDA (Item Nos. 3 – 8)

All items, except Item No. 4, listed under the Consent Agenda were considered by the Agency Board/City Council to be routine and, therefore, were enacted by one motion.

3. ALLOCATION OF BEVERAGE CONTAINER RECYCLING FUNDS – F2M-46, M2M9-41

Staff requested City Council authorization to utilize up to \$75,000 in California Department of Conservation Beverage Container Recycling funds to purchase playground equipment made from recycled plastic materials and install the equipment at Emery and Alhambra Parks as more fully discussed in the Assistant to the City Manager’s May 26, 2009 report on file in the City Clerk’s Office.

Discussion: None.

Action Taken: City Council adopted **Minute Order No. M2M9-41** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves the allocation of up to \$75,000 from Beverage Container Recycling Funds to purchase playground equipment made from recycled plastic materials and install the equipment at Emery and Alhambra Parks.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

4. ALHAMBRA PARK WATER CONSERVATION PROJECT - F2M9-58, M2M9-42

In order to encourage water conservation and to make the area safer around Alhambra Park, staff proposed that the existing grass and irrigation be removed from the parkway area on Palm Avenue from Larch Street to Alhambra Road adjacent to Alhambra Park and replaced with a concrete parkway to include large tree wells for the existing magnolia trees which, because of their maturity, no longer require irrigation for maintenance. Therefore, staff requested City Council authorization to appropriate \$50,000 from the Utilities Fund Balance for this water conservation project.

City Manager **FUENTES** further explained that during an inspection at Alhambra Park, there was a strip of lawn that was not adequately maintained. Moving a water system in would be costly, so staff was looking at methods to improve irrigation, or a system that would allow maintenance of the greenbelt there. Another suggestion was to conserve water and extend the sidewalk out. Director of Utilities **SWINK** then gave an overhead presentation of the proposed Alhambra Park Water Conservation Project, on file in the City Clerk's Office. Mr. **FUENTES** stated staff was open to exploring other suggestions the Council might have.

Citizen Input: Ms. Lola **ARMENDARIZ** suggested that any sidewalk work that may be needed to be done should be performed in-house rather than by an outside contractor because of quality issues. She voiced concerns that if the work were to be done by a contractor, it may not be completed in time for the Veterans' Memorial dedication on June 6. She also noted signage at the park should be changed from Alhambra Park to Alhambra Memorial Park. Ms. Armendariz further suggested leveling the area and mulching it.

Discussion: City Manager **FUENTES** stated staff felt if given the "green light" they would be ready to start tomorrow, but because staff may be looking at other alternatives, staff called the work off this afternoon. Staff was trying to beautify the park as much as possible and this item seemed a possible solution. If staff received other direction from Council, they were prepared to do that. Dr. **PLACIDO** was concerned about the plan and wished to explore other options, suggesting changes should be pedestrian-friendly. Mayor **MESSINA** did not wish to jeopardize the magnolia trees and asked staff for alternatives.

Vice Mayor **AYALA** suggested staff research porous surfaces or grass where recycled water could be used. He also suggested a "hot weather" approach using rock or stone. A third option was the use of low-maintenance plants. Regarding funding, Mr. Ayala noted there were grants to promote water efficiency which Mr. Ayala would be happy to share with staff. Mr. **FUENTES** offered to bring this item back at the June 3, 2009 budget workshop with options for Council discussion.

Action Taken: Item continued to the June 3, 2009 Adjourned Regular City Council meeting.

Vote: Moved: PLACIDO Seconded: MESSINA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

5. TREASURER’S REPORT - F2M9-1

The Director of Finance had prepared the Treasurer's Report for the month of April, 2009, listing all of the City's and the Alhambra Redevelopment Agency's investments as of April 30, 2009, a copy of which was on file in the office of the City Clerk as File No. F2M9-1.

Discussion: None.

Action Taken: City Council/Agency Board approved as submitted.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

6. MINUTES

Minutes of the May 11, 2009 Regular Meeting of the Alhambra Redevelopment Agency and the Alhambra City Council were now ready for review and approval by both the Agency Board and/or the City Council.

Discussion: None.

Action Taken: Agency Board/City Council approved as submitted.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

7. PERSONNEL ACTIONS – F2M9-2

A list of Personnel Actions had been prepared showing the various appointments, classifications, salary changes, etc., since the last City Council meeting. It was appropriate to ratify those actions by the City Manager

Discussion: None.

Action Taken: Ratified the actions of the City Manager set forth in that certain Personnel Actions document dated May 26, 2009.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

8. DEMANDS - F2M9-1

Final Check List (107607 thru 107799) in the amount of \$737,186.81 for the period ended April 30, 2009; Final Check List (107800 thru 107974) in the amount of \$1,872,097.90 and Schedule of Wire Transfers in the amount of \$381,469.05 for the period ended May 7, 2009, and Final Check List (107975 thru 108140) in the amount of \$246,666.47 for the period ended May 14, 2009 were submitted for Council's approval.

Discussion: None.

Action Taken: City Council approved as submitted.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

ORDINANCES – SECOND READING (Item Nos. 9 – 11)

9. ESTABLISH REMEDY & PROCESS FOR ISSUING ADMINISTRATIVE CITATIONS – O2M9-4544, F2M9-53, F2M4-74, N2M9-69

Discussion: Responding to Agency Chairman **YAMAUCHI**'s question regarding the dollar amounts for violations, Assistant City Attorney **RICHMAN** stated that Item No. 11 on this evening's agenda established the fees and the fines associated with violations. For infractions, the amounts were \$100, \$200 and \$500 for first, second and third violations for one year. Matters deemed misdemeanors were subject to \$1,000 fines. For illegal fireworks the fines were \$250 for under 5 pounds and \$500 for 5 pounds up to 25 pounds,

Regarding Mayor **MESSINA**'s question on holding parents responsible for their children who write graffiti on property, Chief of Police **HUDSON** responded that ultimately, with juveniles, their parents were held responsible. Typically, there was court-ordered restitution to the victim in the amount of repair. It was the court's responsibility to follow through and they had a probation officer that ensures restitution takes place. Regarding placing a lien on parents' property to get parents to pay a fine, Chief Hudson noted the City did not do that; however, if the parent did not show up in court, the court would issue a warrant for the parent's arrest. Mrs. **MESSINA** suggested the Police Chief check with the City of Pico Rivera which had practically eliminated graffiti with the property lien approach to eradicating graffiti. Dr. **PLACIDO** remarked that when a graffiti case went to court, there were many things the judge could do, but it had nothing to do with the City; it was up to the courts--not the City. Chief **HUDSON** noted the City did regularly receive restitution checks directly which were given to the Finance Department and deposited in the City's restitution accounts.

Action Taken: Assistant City Attorney gave second reading by title only to **Ordinance No. O2M9-4544** entitled:

An Ordinance of the City Council of the City of Alhambra, California, amending Title I of the Alhambra Municipal Code by adding Section 1.12.070 and Chapter 1.13 which together establish an administrative citation remedy and process for issuing Administrative citations; and amending Sections 1.12.010 and 1.12.011 permitting certain fines and penalties to be set by City Council resolution.

after which the Council adopted the ordinance.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

10. ADMINISTRATIVE FINES FOR ILLEGAL FIREWORKS – O2M9-4545, F2M9-53, N2M9-68

Discussion: None.

Action Taken: Assistant City Attorney gave second reading by title only to **Ordinance No. O2M9-4545** entitled:

An Ordinance of the City Council of the City of Alhambra, California, amending Section 19.02.020 of the Alhambra Municipal Code by adding thereto a new subsection (H)(1) relating to Administrative fines for illegal fireworks

after which the Council adopted the ordinance.

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

11. RESOLUTION ESTABLISHING FEES AND FINES FOR AMC VIOLATIONS – F2M9-53, R2M9-17

Assistant City Attorney **RICHMAN** noted that the above Ordinance Nos. O2M9-4544 and O2M9-4545 provide in pertinent part that the City Council by Resolution shall establish fees and fines for civil and criminal violations of the Alhambra Municipal Code. Therefore, she had prepared the necessary Resolution for the Council's consideration.

Discussion: None.

Action Taken: City Council adopted **Resolution No. R2M9-17** entitled *A Resolution of the Alhambra City Council establishing fees and fines for violations of the Alhambra Municipal Code.* (The actions taken by this Resolution shall be effective upon

the date Ordinance Nos. O2M9-4544 and O2M9-4545. take effect; i.e., June 26, 2009.)

Vote: Moved: MESSINA Seconded: AYALA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

AGENCY REORGANIZATION:

12. REORGANIZATION: ALHAMBRA REDEVELOPMENT AGENCY BOARD – F2M9-54

Pursuant to Section 202 of the Agency Bylaws, “The offices of Chairman and Vice Chairman shall be rotated every nine months.” Rotation was based upon the designated Agency Board member’s council district. Under the rotation system of the Agency Bylaws, the Board member representing District 5, LUIS AYALA, will rotate into the office of Chairman, and the Board member representing District 2, BARBARA A. MESSINA, will become Vice Chairman.

Action Taken: None required

COUNCIL COMMUNICATIONS (ANNOUNCEMENTS & FUTURE AGENDA ITEMS) – F2M9-7, F2M9-39

Councilmember **AYALA** discussed Governor Schwarznegger’s proposal to ‘borrow’ over \$2 billion in property taxes from cities, counties and special districts. One of the suggestions on the agenda this evening was adopting a resolution finding that a severe fiscal hardship would exist if additional property taxes were taken from cities and counties and special districts. By adopting the proposed resolution, cities would join together through the League of California Cities in opposition to the proposed borrowing of property tax moneys. City Manager **FUENTES** added that the resolution was being prepared and would be available for Council’s consideration next week on June 3, 2009. If Council adopted it, the resolution would be sent to the State and the City’s representatives as well.

Mayor **MESSINA** commented that recently City representatives attended the Contract Cities’ conference in Palm Desert where a presentation was given on the State’s budget and the possible effects from the defeat of the recent ballot propositions. The League and Contract Cities as well as the Southern California Association of Governments (SCAG) and other organizations are joining in a “Save Our Cities” movement, saying finally “Enough is enough.” The State will have to fix its own problems and not bleed cities and school districts. The five legislators at the conference from both parties really took a beating and it was surprising how reasonable they were in explaining the situation. Cities will take a hit, but fortunately our City Manager saw this coming. We have been preparing for this and hopefully Alhambra will not be hurt too badly. City Manager **FUENTES** noted the City was estimating the amount affected to be \$1.5 million.

ORAL COMMUNICATIONS: None

CLOSED SESSION & ASSISTANT CITY ATTORNEY ANNOUNCEMENT re SAME - F2M9-14

Assistant City Attorney/Assistant Agency Counsel **RICHMAN** identified those items listed on this evening's agenda which would be discussed in Closed Session as follows:

Conference with Real Property Negotiator (Govt. Code Section 54956.8):

- a) Property: 410 West Main Street, Negotiating parties: Panattoni Development Company, Inc. and City Manager/ARA Executive Director Julio J. Fuentes & Director of Development Services Martin, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.
- b) Property: 2121 West Main Street, Negotiating parties: Panattoni Development Company, Inc. and City Manager/ARA Executive Director Julio J. Fuentes & Director of Development Services Martin, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.
- c) Property: 39 West Main Street, Negotiating parties: Main Bistro 39, LLC and City Manager/ARA Executive Director Julio J. Fuentes & Director of Development Services Martin, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.

Conference with Legal Counsel--Existing Litigation (Govt. Code Section 54956.9(a):

- 1) Alhambra Police Officers' Association vs. City of Alhambra, et al., LASC GS011252
- 2) Araneta, et al. vs. City of Alhambra, USDC CV09-0202 AJW
- 3) Paul Volz vs. City of Alhambra, WCAB No. LBO 0382213

Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to Govt. Code Section 54956.9(b): 1 matter. Initiation of litigation pursuant to Govt. Code Section 54956.9(c): None.

Discussion of Personnel Matters (Govt. Code Section 54957): None

Conference with City's Labor Negotiator (Govt. Code Section 54957.6): None.

whereupon at 6:05 p.m., the Agency Board and City Council moved into closed session pursuant to applicable law, including the Brown Act (Government Code Sec. 54950, *et seq.*) for the purpose of conferring with the Assistant Agency Counsel/Assistant City Attorney.

RECONVENE & ARA RECESS: At 7:10 p.m., the Agency Board and City Council moved out of closed session with all members present, whereupon the ARA Chairman recessed the Agency's meeting until such time as the City Council had completed the public portion of its agenda.

**MINUTES
ALHAMBRA CITY COUNCIL
Regular Meeting
May 26, 2009
7:00 p.m.**

RECONVENE & ROLL CALL: At 7:10 p.m., on Monday, May 26, 2009, the Alhambra City Council met in the Council Chambers of the Alhambra City Hall

PRESENT: SHAM, YAMAUCHI, PLACIDO, AYALA, MESSINA
ABSENT: NONE

Officials Present: City Manager Fuentes, Assistant City Manager/Personnel Director Bacio, Assistant City Attorney Richman, City Clerk Moore, Director of Development Services Martin, Director of Finance Longballa, Director of Public Works Chavez, Deputy City Manager/Director of Utilities Swink, Director of Community Services Jarvis, Chief of Police Hudson, Fire Chief Stedman, Library Director Hernandez, Deputy City Manager Schultz, Assistant to the City Manager Hayashi, Code Enforcement Manager Bisogno, Sergeant-at-Arms Castillo

FLAG SALUTE: Led by Mayor Messina

RESOLUTIONS BY TITLE ONLY

On motion of Mr. YAMAUCHI, seconded by Mr. SHAM, and carried unanimously (SHAM, YAMAUCHI, PLACIDO, AYALA, MESSINA), the Assistant City Attorney/Assistant Agency Counsel was instructed to read by title only all resolutions appearing in these minutes which are required by law to be read in their entirety.

PUBLIC HEARING

1. FIVE-YEAR PROPOSED WATER RATE INCREASE (2009-2013) – F2M9-20, R2M9-15, N2M9-17

This was the time and place set by **Notice No. N2M9-17** for the City Council to hold a public hearing to consider the adoption of a resolution increasing rates for water services as more fully discussed in the Director of Utilities' May 26, 2009 report on file in the City Clerk's Office. Any person interested in this matter was invited to appear and be heard as to whether the proposed rates were discriminatory or excessive, or will not be sufficient for the purposes therefor. As of the date this agenda was prepared, the City Clerk had received four letters addressed to the City Council pertaining to this matter which will be included as part of this hearing's official record.

Director of Utilities **SWINK** reported that staff had met with Council in January of this year in study sessions to discuss initiating a water rate increase. Several scenarios were discussed and it was recommended that staff proceed with a 10% rate increase for the next five years. Customers were notified by mail of this evening's public hearing where the proposed 10% rate increase would be discussed. Ms. Swink then presented overhead charts to review the financial situation of the water fund and the need for the increase which was on file in the City Clerk's Office. Included in the presentation were charts on the City of Alhambra Water System Enterprise Fund Financing Plan, Proposed Monthly Water Rates 2009 – 2014, Proposed Monthly Water Bills fiscal Year 2009-2014 Fixed and Water Usage Charge, and Comparison of Neighboring Agency Average Monthly Single Family Residential Water Rates.

Director of Utilities **SWINK** presented the financing plan with the proposed 10% increase and what rate payers would generally pay, depending on the size of their home. That rate, generally, was about \$7.25 per month. There would also be an additional 72 cent charge for their meters, with a 10% yearly increase equivalent to 80¢, 89¢, 97¢, and \$1.05 for each of the successive years. There was also a water usage charge. For that a customer pays \$1.69 for their "CCF," which was one hundred cubic feet of water, or 748 gallons. Every time a customer uses 748 gallons they pay \$1.69. With the new rates, it would be an additional 17 cents per hundred cubic feet. Water usage determines the bill. With a customer who uses less water the bill would actually go down. In comparison with what neighboring agencies charge, the Alhambra proposed water increase falls in the middle of the ten agencies the City surveyed.

Opened Public Hearing: Mayor **MESSINA** opened the public hearing

1. **Lola ARMENDARIZ** suggested the City use a more comprehensive method for notifying water customers regarding cost increases. She asked if the four letters written and submitted on this issue were for or against the proposed 10% increase. City Clerk **MOORE** reported that a fifth letter had also been received. Director of Utilities **SWINK** noted that 16,900 notices had been mailed out.
2. **Angel GANIUEF**, 824 Curtis Lane, (Mr. Ganiuef had requested that a Spanish interpreter be provided to translate his remarks before the Council this evening) did not believe this was the right time for a water rate increase because of the economic crisis facing the nation. Many people were losing their homes because of such increases. He also requested City assistance with a lack of water pressure he had been experiencing with the addition of a new bathroom to his house.
3. **Evelyn GRAY**, 801 East Norwood Place, showed a plastic bag of cloudy ice which she said was from her tap, stating that the City's water rate increase five years ago was to upgrade the system. Ms. Gray also suggested removing fluoride from the water and wished to know what the City was doing regarding recycling water. Ms. Gray had submitted a letter on May 26, 2009 to the City

Council, on file in the City Clerk's Office that asked how the Utilities Department expected their customers to pay for the proposed increases? She urged a "no" vote on the water increases.

Mayor **MESSINA** stated the City had clean water, the City's wells were not contaminated and the City did not mix good water with bad water. Director of Utilities **SWINK** added that the City sampled the water 24 times a week for any contaminants and that the City's water would be shut off if it were not clean. The City did not get water from up north. Most of the City's water came from the City's own wells. Regarding fluoride, the City's was on the lower side of what it was supposed to have and the fluoride in no way covered the water's taste. The recently added water treatment plant was to clean the nitrates out of the water. The Utilities Department was awaiting a final permit from the State which the City should be receiving any day now.

4. **Gloria VALLADOLID** asked if the City's water policies would be aligned to lower citizens' water usage to keep citizens' water bills lower. Director of Utilities **SWINK** noted that as soon as the budget was resolved, staff would meet with the City Manager to discuss water conservation issues and would start recommending implementations for the Council to consider.
5. **Secundino CAMAJO**, 820 Curtis Lane, (Mr. Camajo had requested that a Spanish interpreter be provided to translate his remarks before the Council this evening) stated his problems with the water were primarily pressure issues. There were four other houses in his area that also experienced water pressure problems. He requested water meters for the front of his house so he could have more pressure.

Mayor **MESSINA** explained that the water pressure problem was not due to the water meter, but rather the size of the pipe, which was a problem residents were having in the southern part of Alhambra. It is not the water meter, but the size of the water pipes.

Closed Public Hearing: Mayor **MESSINA** closed the public hearing

Discussion: City Manager **FUENTES** commented that essentially what staff was asking Council to do this evening was to adopt the five-year water increase as presented by the Director of Utilities. She had outlined what the fixed costs were along with the consumption costs. Regarding an issue brought up earlier, there was a period when the City held water rates in check for about 10 years. Unfortunately, about five years ago, because of the cost for pumping, pumping and transporting the water through transmission lines, paying for all the electrical cost, and all the costs for treatment of the water and the new water treatment plant to deal with nitrates and VOCs as well as importing water from other agencies because of demand, the City was at a point where it could no longer afford to hold these rates in check. The City would love to go back to a time where it kept these rates in check for ten years and did

not raise anyone's water rates, but now was a different time. There were requirements that were being imposed upon the City to make sure the water was potable water for human consumption, and unfortunately the City had to pass these costs onto the customers. Alhambra was still one of the lowest rate agencies in terms of the development and sale of water within the San Gabriel Valley. Staff was recommending the plan as outlined by the Director of Utilities.

Mr. **AYALA** underscored that the majority of the funds were going for capital improvements. The City had a very old infrastructure. This water rate increase was equivalent to the cost of one soda per month. For that the City was able to fix the water system were it to break sometime in the future. City Manager **FUENTES** added that in terms of water testing in Alhambra, the City went way above the requirements that the law specified and will continue to spend a large amount of money annually on testing.

Responding to Dr. **PLACIDO**'s question regarding the money raised with the rate increases, Mr. **FUENTES** stated the money would stay in the Enterprise Fund and whatever cost-sharing was incurred by the Water Department they would be billed for their share as it related to insurance and overall costs that are borne by the Water Department. The money is used by the Water Department. Regarding purchasing water from an outside agency, Mr. Fuentes indicated the City spent \$1.2 million yearly to import water; the rest of the water was produced through pumping in the City's system. If the City did not have its own wells and did not pump its own water, it would be extremely expensive.

Assistant City Attorney **RICHMAN** stated that because this was a protest hearing, she wished to enter into record that the City did receive four letters received prior to the hearing and we had received an additional letter, plus the four comments. City Clerk **MOORE** added that we had received five letters (four that were included in the Council packets and one she had received prior to the meeting) and an additional one during the hearing for a total of 10, which is less than the 50% plus 1 under the law.

Action Taken: City Council adopted **Resolution No. R2M9-15** entitled: *A Resolution of the City Council of the City of Alhambra fixing the rates for water effective July 1, 2009*

Vote: Moved: PLACIDO Seconded: YAMAUCHI
Ayes: SHAM, YAMAUCHI, PLACIDO, AYALA, MESSINA
Noes: NONE
Absent: NONE

COUNCIL REORGANIZATION:

2. REORGANIZATION: ALHAMBRA CITY COUNCIL – F2M9-54, R2M9-16

- A. In accordance with Alhambra City Charter Sec. 29, this is the time for the rotation
5-26-09

of the Mayor, Vice Mayor, and Councilpersons of various departments. Each Councilperson will serve in the following offices for the period ending February 22, 2010:

Steven T. Placido, DDS	Mayor & Councilperson of Public Affairs
Stephen Sham	Vice Mayor & Councilperson of Dept. of Finance
Gary Yamauchi	Councilperson of Dept. of Public Works
Luis Ayala	Councilperson of Dept. of Public Safety
Barbara A. Messina	Councilperson of Dept. of Supplies

Action: None Required.

- B. **Appointment required in connection with Reorganization:** Additionally, the following action is required to be taken in connection with the reorganization; i.e., designating our Board members to the Los Angeles County Sanitation District Nos. 2 and 16. By the District's bylaws, Steven T. Placido, by virtue of becoming Mayor this evening, is the City's Member; and Stephen Sham, is an alternate member to act in place of the presiding officer of the Alhambra City Council.

Discussion: None.

Action: City Council adopted **Resolution No. R2M9-16** designating Mayor Steven T. Placido as Member and Stephen Sham as Alternate Member of the Boards of Directors of County Sanitation District Nos. 2 and 16 of Los Angeles County.

Vote: Moved: YAMAUCHI Seconded: AYALA
Ayes: SHAM, YAMAUCHI, PLACIDO, AYALA, MESSINA
Noes: NONE
Absent: NONE

ORAL COMMUNICATIONS -- F2M9-4

Lola ARMENDARIZ noted that the Council at the 5:30 portion of this evening's meeting had indicated it was adjourning to Wednesday, June 3, 2009 at 5:30 in the Community Room of the Alhambra Civic Center Library as a budget workshop. She asked what other items would be included, to which City Manager **FUENTES** indicated staff was still working on the agenda, but it would probably have something on the Housing Element and options for dealing with the emergency homeless shelter as part of the Housing Element. We may have something on the Towing Franchise, but the primary emphasis would be the budget. Alhambra is probably one of the few cities to have a balanced budget. We will probably also be discussing the State's impact on Alhambra as they go after the property tax to balance their own budgetary problems. Ms. **ARMENDARIZ** also requested that in the future handouts be provided to the public when an overhead presentation was made.

COUNCIL COMMUNICATIONS (ANNOUNCEMENTS & FUTURE AGENDA ITEMS) – None

CLOSED SESSION: None held.

ADJOURNMENT: At 7:30 p.m., there being no further business for either the Agency Board or City Council to transact, the Chairman and Mayor adjourned their respective meetings.

NOTE: This evening's meeting was followed at 7:30 p.m., in the Council Chambers of the Alhambra City Hall by the **COUNCIL REORGANIZATION CEREMONY**. As this was to be a ceremonial event, no formal minutes were prepared, although the ceremony was recorded on both audio and video tape.

**ALHAMBRA CITY COUNCIL REORGANIZATION
C E R E M O N Y
May 26, 2009
7:30 p.m.**

In accordance with Alhambra City Charter Sec. 29, this is the time for the rotation of the Mayor and Vice Mayor. Accordingly, Vice Mayor STEVEN T. PLACIDO and Councilmember, STEPHEN SHAM shall become MAYOR and VICE MAYOR, respectively.

PRESENTATION OF THE COLORS

**TROOP 161
BOY SCOUTS OF AMERICA**

WELCOME & REMARKS
by outgoing
MAYOR BARBARA A. MESSINA

ADMINISTRATION of OATHS OF OFFICE by CITY CLERK
to incoming
MAYOR STEVEN T. PLACIDO
Councilperson of the Fourth District

and
to incoming
VICE MAYOR STEPHEN SHAM
Councilperson of the First District

REMARKS, INTRODUCTION *of* GUESTS, RECOGNITIONS *and* ACKNOWLEDGEMENTS
by
MAYOR PLACIDO & VICE MAYOR SHAM

RECEPTION TO IMMEDIATELY FOLLOW IN CITY HALL LOBBY

FRANCES A. MOORE, CMC
CITY CLERK & ARA ASSISTANT SECRETARY
and
CRAIG ROGERS
ASSISTANT CITY CLERK

BARBARA A. MESSINA, MAYOR

GARY YAMAUCHI, ARA CHAIRMAN

ATTEST:

FRANCES A. MOORE, CITY CLERK
& ARA ASSISTANT SECRETARY