

**MINUTES
ALHAMBRA CITY COUNCIL
ALHAMBRA REDEVELOPMENT AGENCY
Joint Adjourned Regular Meeting
January 19, 2010
9:00 a.m.**

ROLL CALL: At 9:06 a.m., on Tuesday, January 19, 2010, the Alhambra City Council and the Alhambra Redevelopment Agency (ARA) met in the Community Room of the Alhambra Civic Center Library, 101 South First Street, Alhambra, California.

CITY COUNCIL/ARA BOARD MEMBERS:

**PRESENT: SHAM, MESSINA, YAMAUCHI, AYALA, PLACIDO
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 Myles, Director of Development Services/ARA Deputy Executive Director Reynoso, Director of Finance Longballa, 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, Assistant to the City Manager Keating, Library Director Hernandez, Code Enforcement Manager Bisogno.

FLAG SALUTE: Led by Mayor Placido

CITY CLERK/ARA ASSISTANT SECRETARY REPORT - NOTICE NO. N2M10-6

City Clerk/ARA Assistant Secretary **MYLES** reported that she duly gave notice of the Joint Adjourned Regular Meeting of the Agency Board and City Council being held this morning pursuant to the order of the Mayor and ARA Chairman and in accordance with Section 54955 of the Government Code of the State of California.

ARA/COUNCIL WORKSHOP (Item Nos. 1 - 6)

1. DISCUSSION OF NAMING OF LIBRARY COMMUNITY ROOM – F2M1-69

Library Director **HERNANDEZ** proposed that the City Council consider the possibility of naming the Community Room of the Alhambra Library in honor of Ruth C. Reese, a Friend of the Alhambra Public Library and City of Alhambra, who had bequeathed to the Library \$186,000 among her other generous contributions to the YMCA, the American Red Cross and at least ten other organizations that provided services to Alhambra. Staff was requesting Council to re-name the Alhambra Library's Community Room the *Ruth C. Reese Auditorium*.

Discussion: Mayor **PLACIDO** asked why designate the room as an auditorium? City Manager **FUENTES** remarked staff thought in naming it after Ms. Reese, auditorium was more dignified than Community Room. Library Director **HERNANDEZ** added most libraries, when they name such rooms, usually designate them auditoriums. Ms. **MESSINA** inquired after Norma Yocum's Library contributions over the years, to which Ms. Hernandez responded Mrs. Yocum was instrumental in getting the mural panels at the old Library and very active on the Library Board, but she was not aware of her financial contributions. Mr. **AYALA's** asked about other Library contributors and Ms. Hernandez noted Ms. Reese was the only contributor to make such a large donation to the Library. Mayor **PLACIDO** asked if the name designation had gone through the Foundation. Had they made any recommendations? Ms. Hernandez noted the recommendation had passed through the Foundation and they agreed it would be a nice gesture. She had also spoken to the Library Board of Trustees who thought it a fitting tribute. Both organizations had given their blessings. Mr. Fuentes stated this item could be brought back to the City Council at a regular Council meeting if Council directed staff to do so.

Action Taken: Council directed that the item to be brought back at a regular City Council meeting.

2. **DISCUSSION OF ALHAMBRA PARK PARKWAY - F2M9-58**

Director of Community Services **JARVIS** presented an overhead review on the Alhambra Park Parkway which presentation was on file in the City Clerk's Office. Last year, staff reviewed with Council the parking and maintenance situation at Alhambra Park Parkway. The 7-foot wide Parkway which ran approximately ¼ mile adjacent to the diagonal street parking provided 81 parking spaces used by Park patrons during the day and residents at night for overnight parking. Due to an inability to provide proper irrigation and maintenance along this strip, conditions on the Parkway had deteriorated. Diagonal parking along the park side protruded over the Parkway making proper mowing, edging and irrigation nearly impossible. The fronts of parked cars prevented mowing and edging, sometimes blocking irrigation heads and limiting water coverage. Automobiles parked over the curb would cause the sprinkler heads to pop up under the cars, preventing watering and occasionally ripping off the irrigation heads, necessitating replacement. Staff had also been approached by patrons upset that their cars had gotten wet during irrigation or dusty during mowing and trimming.

Ms. **JARVIS** reported that last year the 20-year-old parkway irrigation system had been renovated, 150 irrigation heads and a substantial portion of the irrigation line had been replaced. The irrigation system was not automated and so must be turned on and off by hand during the day. Since staff works from 6:30 a.m. to 2:30 p.m., the irrigation must be done during those times. Through temporary no-parking restrictions, staff had been able to repair the irrigation system and bring the Parkway back to life. However, attempts to provide continued maintenance along the Parkway had brought complaints as well as physical confrontations with auto owners. Parking along Palm Avenue was continual throughout the day and there was no time for irrigation or maintenance to take place without affecting cars along Palm Avenue.

Ms. **JARVIS** stated staff conducted a two-week parking pattern analysis around Alhambra Park. Residents along the west side of Palm Avenue use the park side for

overnight parking. Park patrons arrive as early as 6:00 a.m. and cars transition along the Parkway throughout the day. The analysis demonstrated that although the Palm Avenue side was heavily parked, the Raymond Avenue side of the Park still had available parking. Enough parking spaces were available on Raymond Avenue to accommodate cars along Palm Avenue. Additional parking on Alhambra Road was not counted during the analysis but such parking could accommodate additional cars. Staff proposed maintenance from 10 a.m. to 11:30 a.m. to accommodate overnight parkers who would by that time probably leave for work. Sufficient irrigation maintenance could be performed in 1½ hours, two days a week and staff could adhere to a strict schedule of maintenance. Restricted parking during that time would provide time for maintenance and irrigation without major inconvenience to the public while avoiding potential harm to vehicles and confrontations with the public. Staff was proposing “No Parking” signs be posted from the 10:00 to 11:30 a.m., on Tuesdays and Thursdays.

Discussion: Ms. **JARVIS** responded to Mayor **PLACIDO’s** question regarding street sweeping by stating that staff had examined the issue. Those parking at night did so by permit with “no parking” one night a week for street sweeping; however, staff was not available to do the maintenance work in the middle of the night. Dr. Placido requested sending a flyer to residents announcing the change in street sweeping and Ms. Jarvis indicated staff would post it and notify the residents.

City Manager **FUENTES** asked why inconvenience residents two days a week, why not one day with a three hour time slot as was done for sweeping? Ms. **JARVIS** noted one day was for irrigation and one for mowing. Mowing and irrigating could be done on the same day, but would take longer and in dry weather staff would want to irrigate two days a week. Dr. **PLACIDO** requested warnings to residents before issuing tickets. Ms. Jarvis explained that the intent was not to inconvenience the public, but to keep the Parkway maintained. If it could be done faster or not at all on rainy days, then clearly staff did not wish to inconvenience the public and would not be working on the Parkway.

Mr. **SHAM** suggested the possible installation of barriers along the Parkway. Staff had looked at that possibility, but noted it might prove a trip hazard. Mr. Sham asked when street sweeping occurred, to which Ms. **JARVIS** remarked midnight. Moving staff lunch times had been considered for maintenance, but 10:00 a.m. to 11:30 a.m. was the time of day with the least impact on Park users. At Mayor **PLACIDO’s** suggestion, Ms. Jarvis indicated the City would have new signs made with printing at the sign bottom reading “additional parking across the street.”

Action Taken: Report received and filed, with item to be brought back at a later City Council meeting for adoption of a resolution.

3. BUDGET UPDATE PRESENTATION – F2M9-17

Director of Finance **LONGBALLA** gave an overhead presentation of the City Budget update, a copy of which is on file in the City Clerk’s Office. Mr. **LONGBALLA** noted the potential losses in sales taxes to the City as well as a lack in building, was reflected in the lower plan check, zoning and building fees. In addition, the City was hardly earning any interest at all on its investment income. On the positive side, the one full fiscal year of Council approved fees had definitely helped. Also, there were Library Trust

Foundation donations and a reimbursement for the Cineplex parking structure. City Manager **FUENTES** noted the revenue the City would need to collect to sustain a General Fund of \$50 million. In the past it had been as high as \$10 million but because of the declining economy it had been reduced. General Fund revenues had not come in as staff expected and the City was off by \$1 million. The current reserve was still \$6.8 million and had even risen a little. Mr. Longballa noted again that sales taxes in general were going to be down. Unrealized auto sales projections were partly responsible do to dealership closings, not opening on time, or with auto sales in general. Taking the negatives and positives into consideration, the City was looking at an impact of \$538,000 to the budget for the current fiscal year.

Mr. **FUENTES** gave additional details regarding Alhambra's auto dealership situation. He understood the Alhambra Chevrolet dealership was appealing General Motor's decision to close it down. That dealership was very strong and it would be great if they came back. Alhambra Volkswagen, now under construction and for which staff had projected some revenue, had gotten started a little later than anticipated. Sales projections had not included the other dealerships in Alhambra and whether or not those dealerships had better numbers than the City anticipated. The numbers for Honda, Ford, and BMW could be higher or could be lower. It was difficult to say.

Discussion: Regarding Mayor **PLACIDO's** question on the State's Triple Flip, Mr. **LONGBALLA** explained these were bonds the State sold as a guaranteed funding source to assure bond purchasers payment if the State did not wish to pay them. The State took one quarter of one percent that the City received from all sales and funneled that into the bonds. Dr. Placido asked if the City was getting that one quarter percent of one percent back, to which Mr. Longballa responded that the City got it back, in a sense, through property taxes. Councilmember **MESSINA** asked why the Governor or the Legislature would give cities the option of swapping property tax for sales tax. Mr. Longballa remarked that when the economy was doing well the City took sales tax. When it was not doing well, the City took property tax because even if the economy declined it did so more slowly with property tax, whereas sales tax was more erratic. Mrs. Messina asked if the triple flip was already in place why would the Governor or the legislature say they were going to give cities the option of swapping property tax with sales tax? Mr. **FUENTES** noted that property tax was very stable and usually grew at 2% a year, a reliable source of revenue. He added that when the State created the triple flip they needed money and sold bonds when the market was still fairly successful. Sales tax was strong, and usually increased more than 2% a year, so they went for a higher return. Now sales tax was not as strong because the economy was still declining. It did not surprise Mr. Fuentes that the State was giving the City an opportunity to swap out of property tax for sales tax.

City Manager **FUENTES** discussed the means of correcting possible losses, including dipping into the reserve and further cuts. He stated the City's gas funds were insufficient to pay ongoing costs in the General Fund for employees and the operations costs that go into streets. At the same time, the City had one more year of COLA for the Police Association. The City was also getting its PERS rate adjusted. The City would have to make up \$1.5 million. Unfortunately, the City did not have this revenue and would have to cut between \$1.5 and \$2 million. Unless the revenue base began to increase, that could mean cutting back programs or laying off people. The only way the revenue base would increase was if the City were to build. There were many things behind the scenes regarding building, but the City was probably two years away from that happening.

Unless the City came up with one-time money to plug the gap for several years then it was not going to happen. There was no money to do anything next fiscal year; for general employees, non-sworn employees, the Fire Association, or management. Management, general employees and non-sworn employees had been in this situation for a year and it did not bode well for another year, but there was not enough revenue coming in. Revenue might increase, if the City were lucky, a million dollars in appreciation. If we were able to reach the \$1.5 million number we might break even. But we cannot do anything beyond that and if there were unexpected contingencies, such as several auto dealers going out of business, we would not have anything to backfill.

Continuing, Mr. **FUENTES** noted the City still needed to cut and still needed to hold pat. The City could not control PERS costs: It was what it was. We would have to pick up the costs for street workers or we would not have anyone to maintain the streets. We were still obligated for that one year of COLA. We could talk to the Association about deferring it, but it was usually more trouble and legal costs than to just bite the bullet, meet the final obligation, and hold pat after that. Mr. Fuentes was going back to the Departments to employ some things he used in other cities, but between now and the end of the fiscal year we were not going to do anything or buy anything other than what we were obligated to pay and that was salaries, benefits and utility costs. Outside of that, the City was going to reel in everything before the end of the fiscal year to save as much money as could be saved and try to preserve the \$6.7 million base as best it could. Alhambra was not where other cities were -- several million dollars out without this year to support them. We have whittled the budget down and are probably in better shape than most communities, but we still have more work to do.

Mr. **LONGBALLA** added that the City was in negotiation with two banks for a base line of credit of \$3 million. If possible, that could be boosted \$2 million for a total of \$5 million with \$2 million of that money for possible use to jump start two stimulus money street projects. Staff was working with the banks and waiting to hear from them. The City Manager might wish to use some of that line instead of dipping into the \$6.7 million reserve. He wanted to have that option.

Action Taken: Report received and filed.

4. DISCUSSION OF OVERNIGHT PARKING PROGRAM – F2M7-94

Chief of Police **HUDSON** provided an overview of the City's overnight parking program, the presentation for which is on file in the City Clerk's Office. He reported there were two options for residents interested in parking overnight on the streets in Alhambra: the annual overnight permit and an overnight parking permit. With the annual permit, citizens made application through the Finance Department and were issued a \$60 permit for one year for one vehicle. Applicants for this permit were required to show Alhambra residency. Temporary permits were \$3 per night, up to ten nights at one time, available through the kiosk in the Police Department lobby. People purchasing temporary permits were required to write either their license plate number or Vehicle Identification Number (VIN) on the permit. Before the kiosk, the Police Records Section manned telephones 24 hours a day for temporary overnight permits, but the process became cumbersome

with the issuance of roughly 59 such permits a day, taking staff time and costing the City \$26,000 yearly to administer.

Continuing, Chief **HUDSON** reported the overnight temporary permit parking machine had been installed at the Police Department in April 2005. Revenue from the new system was initially projected at \$43,000, but for 2008-09 the revenue was \$263,500. In April 2009 the Municipal Code was amended to require posting VIN or license plate numbers on the permits. At issue were ten-day permits people swapped amongst other vehicles, using a permit designed for one vehicle that was possibly shared with neighbors. Temporary permit requirements were posted in English, Spanish and Chinese at the permit machine where they are distributed. Notification was above, to the right, and on the machine itself as well as on the permit. Last year the City issued 52,000 citations, almost half for overnight parking, from 2 a.m. until 6 a.m. Citations for not having the license or VIN number was less than 5%, or 1,287 citations a year. The permit process works with virtually no complaints regarding citizens coming to the police station to get their permits through the machine. Chief **HUDSON** added that staff was currently working with an IT vendor to possibly permit citizens to obtain permits from their computers, wherein they would be able to print the permit at home for placement in their cars.

Discussion: Councilmember **AYALA** asked if color could be used to distinguish the use of temporary permits by day of the week. Chief **HUDSON** responded there was no color distinction between permits, as all permits were blue and that, absent a new vending machine, it would be difficult to make a color permit distinction. The Police Department could possibly come out with another machine with another color. Staff would speak to the vendor to see if it was possible to distinguish different one-night permits. Vice Mayor **SHAM** asked if automobiles had to be registered at a specific location, and Chief Hudson noted they did not. Although the permit was for a specific vehicle, it would not necessarily have to be registered through the State at that particular residence. Mayor **PLACIDO** wondered if it might be possible to counterfeit permits and if there was a way to verify the authenticity of a City-issued permit. Chief Hudson acknowledged the possibility of counterfeiting permits since they were not serialized. The Police Department could not run them through a database to check on their legitimacy.

Councilmember **MESSINA** asked what might be done regarding single-residence multiple car ownership as it affected street parking. Chief **HUDSON** acknowledged that residents' multiple cars coupled with street parking use was a very common problem. Technically, people could legally park in a location for 72 hours. Beyond 72 hours they were in violation of the Municipal Code. The City could mark a car not moved beyond 72 hours and tow it. Vice Mayor **SHAM** asked if there was a limit to the number of annual permits a citizen could have. Chief Hudson stated nothing in the Municipal Code limited the number of annual permits. However, it was expensive to buy permits for five or six cars. Regarding Ms. Messina's second question on auto dealers legally storing cars by permit on the street, Chief Hudson noted that citizens were very good at ferreting out such situations and notifying the police of such situations. Although there was no ordinance governing this, generally a word to the offending party would bring a favorable response.

Mayor **PLACIDO** thought the residence/street parking issue might be addressed by tying parking requirements to a home's square footage. He thought it was more than just a

multiple-car parking requirement problem it was a building code problem as well. He asked if parking permit vending machines might be installed at the City's fire stations, to which Fire Chief **STEDMAN** responded such machines at fire stations would be outside the buildings and subject to the weather and possible burglary. Chief **HUDSON** remarked such off-site machines would have to be emptied twice daily by a uniformed sworn police officer, who would then bring the funds to the Police Department, reconciling them, before delivering them to the Finance Department. Contracting that service out might present other concerns. Mayor Placido noted such kiosks, if not at the fire stations but at other locations, could be made for either credit or debit cards, without the exchange of cash.

Action Taken: Report received and filed.

5. REDEVELOPMENT BUDGET/STRATEGY/PROJECT DEADLINES PRESENTATION – F2M9-17

City Manager **FUENTES** presented for review the overall strategy for the Redevelopment Agency and how that strategy related to project deadlines. The short-term issue the Agency faced this March was payment due in May to the State of California, money the State was attempting to divert from redevelopment agencies in California to offset its budget problems. Alhambra was expected to pay \$4.1 million, but the Redevelopment Agency did not have the resources to pay that obligation. The Agency did have an option to make the payment through borrowing money from its Low/Mod fund. At the end of this fiscal year, \$7.5 million would be allocated in the Low/Mod fund reserve. \$4.1 million could be taken to make the payment in May and the following year, if the Agency had to make the other payment, we could use that fund as well to make that payment. If that money were used, the Agency would have three years to repay the fund. Failure to do so would mean the Agency would not get their normal 80% – 20% split on tax increment but rather a 75 – 25% split. Mr. **FUENTES** added the Agency had entered into an agreement with Zen Development scheduled to close escrow at the end of April. They had paid the Agency \$500,000 and would pay additionally \$3.5 million. The Agency had also reached a Memorandum of Understanding with City Ventures. Staff reviewed the draft development agreement late last week which City Ventures should get this week. The agreement could possibly be on Council's agenda the first meeting in February. If adopted, the Agency would sell the property to City Ventures for \$4,550,000. Between those two land sales the money could be used to reimburse the State, if that fee had to be paid. But that was only if the California Redevelopment Agency was unsuccessful in their lawsuit.

Mr. **FUENTES** also discussed Redevelopment Plan limits. The three project areas were established in 1969, 1981 & 1976, respectively. Plan Effectiveness was a term to describe a plan's termination. Current requirements made it difficult for agencies to extend, but unless Alhambra extended its plan effectiveness, some project areas would be out of business.

Discussion: City Manager **FUENTES** discussed *Alhambra Place* in the Central Business District (CBD) and a possible extension to incur debt. Extension meant whatever increment the Agency generated would have to be shared with other agencies. Previously the Agency collected almost 100% of the increment, but because the law had

changed, if the Board asked for an extension the Agency would have to pay other public agencies their fair share. The Board might wish to consider this regarding development of the Commercial Business District. It was fairly easy to do with a resolution for the Board to adopt. The Board would have to deal with other agencies and probably the County to increase the cap. Also, requirements for blight were now more difficult to meet. It would be almost impossible to try to increase it. The time to pay off debt was 2029. The cap was \$25 million, but with any work at *Alhambra Place* the Agency would be working with a developer who would assume the bulk of responsibility. Eminent domain expired in 1991, but the Agency might be able to extend this ten years. This was crucial. Mr. Fuentes thought it might be easy to do, but the Agency needed to hire someone to help begin the process. If this was not done, the only thing the Agency could do was incur contracts until 2012.

Ms. **MESSINA** asked with what agencies the Agency would have to share, to which City Manager **FUENTES** stated counties, school districts, and special districts. The Agency would use one-time funds to do the work and usually uses a line of credit. Two property sales, possibly another \$8 million, was money that could be used. The City owned Fremont Plaza and there had been some discussion with the Board regarding possibly selling it. If sold, that money could be used there. Mayor **PLACIDO** asked if there was a way to create a new development district, to which Mr. **FUENTES** responded he could not give a definite answer because staff had not hired anyone to help walk them through the process. It had been suggested to take out projects already developed and focus instead on areas where an argument might be made for blight instead of leaving it intact as it was now. Dr. Placido agreed with getting advice from consultants who knew how to maneuver through this issue.

Action Taken: Report received and filed.

6. **DISCUSSION OF HOUSING & ZONING DEVELOPMENT/APPLICATION – F2M6-21**

Councilmember **MESSINA** spoke of her concerns regarding single-family housing, second units at the back of residences. She did not believe they were legally allowed in R-1 zones except as “Granny Flats.” If such units were not used as granny flats they were quite possibly being used as rental units and such units had an impact on street parking. She was concerned in particular about one such unit approved by the Design Review Board on the 1500 block of South Chapel and asked Director of Development Services Reynoso if she was aware this particular granny flat had an illegal full kitchen.

Ms. **REYNOSO** stated that second units were defined in the definition section of the zoning ordinance, which did include a section that identified cooking facilities. Those kitchens would be allowed based on the definition of the zoning code. Ms. Messina thought the City’s R-1 had no meaning in single-family neighborhoods if such second units were allowed in the back. Ms. Reynoso noted that second unit ordinances were required by cities as something to adopt and treat as R-1 zones. The State provided the regulations to which the City had to adhere and she was not sure how much flexibility the City had in adopting its ordinance. To some extent the City was restricted with respect to granny flats and R-1 zones. Mrs. **MESSINA** explained that her main concern was with City neighborhoods losing much of their identity if the City allowed such areas to be cherry picked without a sound basis for refusing such units.

A second issue Mrs. **MESSINA's** wished to discuss was with the lack of follow-up after plan review to make sure residents complied with the conditions they had agreed upon. Mayor **PLACIDO** asked if a second unit was not meant to be a rental unit, to which Ms. **REYNOSO** stated they were not meant to be rentals. Property owners are put on notice of that fact up front before a unit was approved. It was recorded on the property and it ran with the land. A new owner to whom the property was sold would be aware of that. As to how the City might enforce such violations, Ms. Reynoso responded staff would follow through with a notice of violation to determine if it was rented or used by a family member. With violations, staff would then have to work with the City's attorneys to determine the best way to pursue each case. Mayor Placido suggested looking through newspaper rental advertisements as one method to find such violators.

Councilmember **SHAM** asked about restrictions on a duplex and if it could be rented or if it had to be owner-occupied. Ms. **REYNOSO** noted the situation with duplexes was a little different. A duplex would be R-2. In the R-1 zone it would have to be owner-occupied, a family member. Mr. **SHAM** added, regarding enforcement, that if you rented your house, you still had to get a business license. Ms. Reynoso indicated that Mr. Sham was correct. If you had rental property you still had to obtain a rental business license. Mrs. **MESSINA** thought that was not true in the R-1 zones, to which Ms. Reynoso remarked it would apply across the board. If there were just one unit on the property and someone rented it out, then they would be required to obtain a rental business license.

ORAL COMMUNICATIONS: None

COUNCIL COMMUNICATIONS (ANNOUNCEMENTS & FUTURE AGENDA ITEMS) None

CLOSED SESSION & CITY ATTORNEY ANNOUNCEMENT re SAME - F2M10-14

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

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

- a) Property: 2500 West Commonwealth Avenue, Negotiating parties: City Manager/ARA Executive Director Julio J. Fuentes & Director of Development Services Reynoso, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.
- b) Property: 112 West Main Street, Negotiating parties: Yeliang Shen and City Manager/ARA Executive Director Julio J. Fuentes & Director of Development Services Reynoso, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.
- c) Property: 30 West Main Street, Negotiating parties: Joseph Chu, Evita Chu, and City Manager/ARA Executive Director Julio J. Fuentes &

Director of Development Services Reynoso, Under Negotiation: Instruction to negotiators will concern price, terms of payment or both.

- d) Property: 120-122 North Garfield Avenue, Negotiating parties: Hillcrest Development, and City Manager/ARA Executive Director Julio J. Fuentes, Assistant City Manager Bacio & Director of Development Services Reynoso, 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):

City of South Pasadena vs. Slater, District Court Case No. 98-CV-6996-DDP

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): 1 matter.

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

Conference with City's Labor Negotiator (Govt. Code Section 54957.6): Richard Bacio, Assistant City Manager/Personnel Director, re Management Employees, Alhambra Police Miscellaneous Association, Alhambra Police Association, Alhambra Fire Fighters' Association, and the Alhambra City Employees' Association.

Whereupon at 11:02 a.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 & ADJOURNMENT: At 12:45 a.m., the Agency Board and City Council moved out of closed session with all members present; and, as there was no further business for the Council/Agency Board to transact, with the unanimous consent of the City Council and the Agency Board, the Mayor and Chairman adjourned their respective meetings.

**LAUREN MYLES
CITY CLERK & ARA ASSISTANT SECRETARY
BY
CRAIG ROGERS
ASSISTANT CITY CLERK**

STEVEN T. PLACIDO, MAYOR

LUIS AYALA, ARA CHAIRMAN

ATTEST:

**LAUREN MYLES, CITY CLERK &
ARA ASSISTANT SECRETARY**