

MINUTES
Joint Regular Meeting
ALHAMBRA CITY COUNCIL
ALHAMBRA REDEVELOPMENT AGENCY
July 11, 2011
5:30 p.m.

ROLL CALL: At 5:35 p.m., on Monday, July 11, 2011, the Alhambra City Council and the Alhambra Redevelopment Agency (ARA) met in the Council Chambers of Alhambra City Hall, 111 South First Street, Alhambra, California.

CITY COUNCIL/ARA BOARD MEMBERS:

PRESENT: MESSINA, YAMAUCHI, PLACIDO, AYALA
ABSENT: SHAM

Officials Present: Assistant City Manager/Personnel Director Bacio, City Attorney/Agency Counsel Montes, City Clerk Myles, Deputy City Manager/Administrative Services Director Schultz, Deputy City Manager/Director of Utilities/Interim Director of Development Services Swink, Director of Finance Espinoza, Assistant to the City Manager Hayashi, Assistant to the City Manager Keating, Sergeant-at-Arms Garay

FLAG SALUTE: Led by Chairman Placido

AGENCY/COUNCIL CONSENT AGENDA (Item Nos. 1 - 3)

All items listed under the Consent Agenda, except Item #1, were considered by the Agency Board/City Council to be routine and, therefore, were enacted by one motion.

PLACIDO: Chairman **PLACIDO** stated that he had been informed by staff that Item #1 needed to be pulled from this evening's consent agenda as staff was not in a position to recommend an action on Item #1 at this time. He noted that the item would be brought back for future consideration at a later date.

1. ITEM #1 PULLED

APPROVE AGREEMENT: HILLCREST MAIN STREET ASSOCIATES, LP FOR TENANT IMPROVEMENT ASSISTANCE TO REMODEL AN EXISTING BUILDING FOR OCCUPANCY BY DOG HAUS RESTAURANT - 410 EAST MAIN STREET – F2M10-507, C2M11-33, M2M11-73

Staff requested City Council approval of an Agreement by and between the City of

Alhambra and Hillcrest Main Street Associates L.P., a limited partnership, to provide tenant improvement assistance to remodel an existing building and provide the necessary fixtures for occupancy by Dog Haus Restaurant at 410 East Main Street (the "Project").

Discussion: None

Action Taken: No action was taken on Item #1 which was pulled from this evening's agenda.

2. MINUTES

Discussion: None

Action Taken: Agency Board and/or the City Council reviewed and approved as submitted the Minutes of the June 15, 2011 Joint Adjourned Regular Meeting of the Alhambra Redevelopment Agency and the Alhambra City Council.

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

3. ACCOUNTS PAYABLE – F2M11-500

Discussion: None

Action Taken: Agency Board approved as submitted the Accounts Payable for the period ending June 22, 2011, Check Nos. 11521-11541, in the total amount of \$836,733.02.

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

ORAL COMMUNICATIONS: None

CLOSED SESSION & CITY ATTORNEY ANNOUNCEMENT re SAME - F2M11-14

City Attorney/Agency Counsel **MONTES** 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): None.

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

- 1) Ken Huat Toh v. City of Alhambra, Case No. BC391198
- 2) Hatzbanian v. City of Alhambra, LASC Case No. BC417538
- 3) Southern California Gas Company v. City of Alhambra, USDC Case No. CV10-8635PA (JCx)
- 4) Southern California Edison v. City of Alhambra, USDC Case No. CV11-00253 AHM (MANx)

Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to Govt. Code Section 54956.9(b): None. 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): Richard Bacio, Personnel Director/Risk Manager, re Management Employees, Alhambra Police Miscellaneous Association, Alhambra Police Association, Alhambra Fire Fighters' Association, and the Alhambra City Employees' Association.

whereupon at 5:38 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 Agency Counsel/City Attorney.

RECONVENE & ARA RECESS: At 7:00 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
Regular Meeting
ALHAMBRA CITY COUNCIL
July 11, 2011
7:00 p.m.**

RECONVENE & ROLL CALL: At 7:00 p.m., on Monday, July 11, 2011, the Alhambra City Council met in the Council Chambers of the Alhambra City Hall.

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

Officials Present: Assistant City Manager/Personnel Director Bacio, Deputy City Manager/Director of Utilities/Interim Director of Development Services Swink, City Attorney Montes, City Clerk Myles, Deputy City Manager/Administrative Services Director Schultz, Director of Public Works Chavez, Chief of Police Yokoyama, Fire Chief Walker, Director of Finance Espinoza, Library Director Hernandez, Director of Community Services Jarvis, Assistant to the City Manager Hayashi, Assistant to the City Manager Keating, Sergeant-at-Arms Garay

FLAG SALUTE: Led by Mayor Yamauchi

MOMENT OF SILENCE: Mayor asked for a moment of silence in honor of Alhambra Police Officer Ryan Stringer, killed in the line of duty July 10, 2011.

CEREMONIAL

1. COMMENDATION: SEAN-PAUL GOUW – F2M11-3

The City Council, on behalf of the citizens of Alhambra, wished to congratulate **SEAN-PAUL GOUW** after having the opportunity to perform with the **Junior Philharmonic Orchestra at their 74th Anniversary Concert Spectacular**. The Orchestra had the distinctive honor of performing alongside legendary Broadway singer Carol Channing and Guest Conductor and Composer Charles Fox at the Dorothy Chandler Pavilion on June 5, 2011. **Mayor YAMAUCHI** presented the Commendation to Mr. Gouw.

PUBLIC HEARINGS

2. EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) – F2M5-41, N2M11-86, M2M11-62

This was the time and place set by **Notice No. N2M11-86** for the City Council to hold a public hearing to receive community input concerning the use of funds received under the United States Department of Justice, Bureau of Justice Assistance, *Edward Byrne Memorial Justice Assistance Grant (JAG) Program*. Uses being proposed included, but are not limited to, the continued participation in the Foothill Air Support Team (FAST) program. Chief of Police **YOKOYAMA** reported that the grant amount was \$24,470 and the funds would be applied towards the City's contractual agreement with Foothill Air Support Team (FAST).

Opened & Closed Public Hearing: Mayor **YAMAUCHI** opened the public hearing; and, as there was no one present wishing to speak, he closed the same.

Discussion: None

Action Taken: Council adopted **Minute Order No. M2M11-62** follows:

RESOLVED by the Alhambra City Council that this Council hereby authorizes the City Manager, or his designee, to apply for United States Department of Justice, Bureau of Justice Assistance -- *Edward Byrne Memorial Justice Assistance Grant (JAG) Program* funds in the amount of \$24,470; and,

BE IT FURTHER RESOLVED by the Alhambra City Council that this Council hereby ratifies the action of the City Manager in designating the

Chief of Police as the administrator for said Grant.

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

3. ADOPTION OF THE 2010 URBAN WATER MANAGEMENT PLAN – F2M11-37, N2M11-56, M2M11-61

This was the time and place set by **Notice No. N2M11-56** for the City Council to hold a public hearing on the proposed 2010 Urban Water Management Plan. This Plan is an update to the City of Alhambra's most recent plan dated December, 2005, which was prepared according to the *Urban Water Management Planning Act* (the "Act"), California Water Code, Division 6, Part 2.6, amended. The Act requires every "urban water supplier" to prepare and adopt an Urban Water Management Plan (at least once every five years on or before December 31, in years ending in five and zero) and make any amendments or changes which are indicated by the review. Staff requested that the City Council receive comments on the 2010 Urban Water Management Plan and upon receiving any comments, adopt said Plan and instruct staff to submit the approved Plan to the Department of Water Resources.

Deputy Director of Utilities **MEEKER** reported that the 2010 Plan was an update to the City's original Urban Water Management Plan prepared and adopted in 2005. She pointed out that the 2010 Plan incorporates provisions of the 2009 Water Conservation Act which included the setting of some water conservation targets for 2015 and 2020. In 2015, the City will be able to review the projected targets for water consumption and use and make adjustments in terms of what the State will have mandated to reach the 20% reduction in water use State-wide. If the target is not met, the City would be subject to the withholding of State funding for projects, but the results of our current water consumption calculations indicate that we will be able to meet our projected year 2020 goal.

Opened & Closed Public Hearing: Mayor **YAMAUCHI** opened the public hearing; and, as there was no one present wishing to speak, he closed the same.

Discussion: None

Action Taken: City Council adopted **Minute Order M2M11-61** as follows:

RESOLVED by the Alhambra City Council that this Council hereby adopts the 2010 Urban Water Management Plan; and, authorizes staff to submit the Plan to the Department of Water Resources.

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

4. PRESENTATION OF REDISTRICTING ANALYSIS – F2M11-27, N2M11-87

This was the time and place set by **Notice No. N2M11-87** for the City Council to hold a public hearing to receive community input concerning the analysis prepared by the City's redistricting consultant for consideration of the effects of the 2010 Census on the current City Council district boundaries. Staff requested that the City Council conduct the public hearing and receive the professional redistricting consultant's analysis and initial maps for consideration.

Deputy City Manager/Director of Administrative Services **SCHULTZ** reported that no action was required by the City Council this evening as the item was for informational purposes only and also to provide the public with an opportunity to speak on the matter. It is necessary that the City Council review their districts after each Census and the City's consultant, National Demographics Corporation (NDC), has conducted their analysis of the 2010 Census data for the City Council to review and will present options for new district boundaries if the City Council wishes to consider them. Continuing, she noted that the new population number for the City of Alhambra after the 2010 Census is 83,089 which is a slight decline from the 2000 Census and a review of the current election district boundaries revealed that the number of people per district should be approximately 16,618. Currently, the deviation that the City is at is 9.91% and the allowed deviation is no more than 10%; therefore, it is not absolutely necessary that the Council make any changes. However, should the Council wish to consider any changes to the current district boundaries, National Demographics Corporation have prepared two map options. Concluding, Ms. Schultz explained that this matter will be brought back in September for another public hearing as well as adoption of an ordinance with whichever boundaries the Council elects to implement. She then introduced Helen Pollock, a consultant with National Demographics Corporation.

Ms. Helen **POLLOCK** started her presentation, a copy of which is on file in the City Clerk's Office, by outlining the current City Council districts. She reiterated the fact that with a 9.91% deviation it was not legally required for the Council to do any redistricting at this point in time but noted that if no redistricting occurred during this cycle, it may be required upon the next Census if the total plan deviation is above 10%. In laying out the statistics of the current City Council districts, she pointed out that the ideal district population is 16,618 people and currently there was a plan deviation as high as -5.81% in District Five as well as a +4.1% deviation in District One. She outlined Plan A, the first of the two map options created by NDC noting that it kept a City park in each of the districts but due to the fact that District Five had a -5.81% deviation, the district was adjusted outward into District Four and District Three. District Four then is moved outward into District Two and District Two is moved upward into District One which eliminates the +4.1% deviation in District One. With respect to Plan B, the second of the map options, she explained that District Five is moved outward into the middle of District Three and District Three is moved into District One to again address the +4.1% deviation

Opened & Closed Public Hearing: Mayor **YAMAUCHI** opened the public hearing; and, as there was no one present wishing to speak, he closed the same.

Discussion: Ms. **POLLUCK** affirmed Mr. **SHAM's** analysis that a +4.1% deviation in his District meant that it had 4.1% too many people as it had 682 people

over the ideal district number of 16,618. She added that the -5.81% deviation in District Five meant it had 965 people under the ideal number. Councilmember **AYALA** clarified that the 10% deviation requirement was part of the Voting Rights Act. Ms. **POLLOCK** added that if you have a deviation of more than 10% the California Voting Rights Act and the Federal Voting Rights Act require that a redistricting be done. The total plan deviation of 9.91% for Alhambra was reached by adding the highest and lowest deviations of 4.1% to the 5.81%. Mr. **AYALA** asked how the ideal number of 16,618 people per district was reached. Ms. **POLLOCK** explained that it was the total population of Alhambra determined by the 2010 Census divided by five for the five Council districts. Mrs. **MESSINA** noted that both Plan A and Plan B options would put the total plan deviation at a much lower percentage. Ms. **POLLOCK** confirmed this by stating that the total plan deviation for Plan A was 1.29% and for Plan B it was .88%. Mrs. **MESSINA** commented that Plan A squared off each of the districts much nicer and easier than Plan B with respect to walking the precincts although it was not a big issue. Dr. **PLACIDO** noted that Plan B was the most evenly distributed plan but also pointed out that Alhambra City Council members, although nominated by District are elected by and represent the entire City. Therefore, he felt that both Plan A and Plan B were fine.

City Attorney **MONTES** explained that tonight's item was listed as a public hearing in case any members of the public wished to comment. Additionally, until August 1, 2011 members of the public may submit competing redistricting proposals for consideration by the Council. This item will return again in September for the Council to consider either Plan A, Plan B, the current plan, plans submitted by the public or any other plan they wish to consider at that time.

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

CONSENT AGENDA (Item Nos. 5 – 17)

All items listed under the Consent Agenda were considered by the City Council to be routine and, therefore, were enacted by one motion.

5. NIB: PURCHASE OF FOUR (4) POLICE PATROL VEHICLES – F2M11-6A, N2M11-95

Staff requested the City Council's authorization to circulate a Notice Inviting Bids for the purchase of four (4) police patrol vehicles. The approved Budget and Capital Improvement Plan allocates funding for the purchase of replacement police patrol vehicles.

Discussion: None

Action Taken: City Council authorized the City Clerk to advertise **Notice Inviting Bids No. N2M11-95** for the purchase of four (4) police patrol vehicles with bids to be received on or before 10:30 a.m. on Thursday, August 4, 2011, in the office of the City Clerk and publicly opened at 11:00 a.m. that same day.

Vote: Moved: SHAM Seconded: MESSINA

Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

6. AWARD CONTRACT: HOME DELIVERED MEAL PROGRAM FOR FY 2011-2012 – F2M6-94, C2M11-29, M2M11-63

Staff requested that the City Council award a performance based contract to YWCA Intervale Senior Services to continue the Home Delivered Meals Program for seniors in Alhambra for fiscal year 2011-2012. This program is eligible for Community Development Block Grant (CDBG) funding, with \$20,000 in the CDBG funds identified for this project. This is a “pay for performance” contract wherein the City will reimburse the YWCA the amount of \$5 per meal delivered up to a total reimbursement of \$20,000 annually. This service is free to seniors and greatly benefits the community because it assists seniors in remaining in their home where they can “age in place” for long as is safely possible.

Discussion: None

Action Taken: City Council awarded a performance-based contract, subject to final language approval by the City Manager and City Attorney, to YWCA Intervale Senior Services for continued implementation of a Home Delivered Meals Program in Alhambra during the 2011-2012 fiscal year in an amount not to exceed \$20,000 and directed staff to undertake the steps necessary to finalize Council’s action. **(M2M11-63)**

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

7. ACCEPT GIFT: CITY ARTS & CULTURAL EVENTS COMMITTEE DONATION TO THE ALHAMBRA CIVIC CENTER LIBRARY – F2M11-12, M2M11-64

Staff requested that the City Council accept a gift of \$891.00 from the Alhambra City Arts and Cultural Events Committee to support the Library in its effort to promote literature and culture amongst the City’s youth through the Summer Reading Program. Funds will be used to support the performance programs at the Library including Magic Wayne, One World Rhythm and Scott Land Marionettes.

Discussion: None

Action Taken: City Council accepted with gratitude the gift of \$891.00 from the Alhambra City Arts and Cultural Events Committee to support the Civic Center Library’s Summer Reading Program and directed the City Clerk to send a copy of the resolution accepting the gift to the City Arts & Cultural Events Committee. **(M2M11-64)**

Vote: Moved: SHAM Seconded: MESSINA

Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI
Noes: NONE
Absent: NONE

8. CONSULTING AGREEMENT: INTERIM ACCOUNTING MANAGER AND PAYROLL SUPERVISOR – F2M10-50, C2M11-30, M2M11-65

Staff requested that the City Council approve a contract for consulting services for the duties of Interim Accounting Manager/Payroll Supervisor.

Discussion: None

Action Taken: Approved that certain Agreement for Professional Consulting Services between the City of Alhambra and Yolanda Karraa at an hourly rate of \$65.00, not to exceed \$40,000 for this fiscal year, subject to final language approval by the City Manager and City Attorney, a copy of which Agreement is on file in the City Clerk's Office as **Contract No. C2M11-30** and by this reference incorporated herein and made a part hereof as though fully set forth herein; authorized the City Manager to execute said Agreement; and, directed staff to undertake the steps necessary to finalize Council's action. **(M2M11-65)**

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

9. CONTRACT APPROVAL: READ COMMUNICATIONS, INC. - F96-58, C2M11-31, M2M11-66

Staff requested that the City Council approve a professional services agreement with Read Communications. Read Communications currently operates the 710 Freeway Coalition of which the City of Alhambra is a member. This coalition is an organization of cities, unions, business organizations and community groups that supports the completion of the 710 Freeway and keeps its members informed of significant developments related to the 710 Freeway. The coalition also responds, as appropriate, in a variety of ways to keep the public, policy makers and the press informed of related matters.

Discussion: None

Action Taken: Approved a professional services contract with Read Communications in the amount of \$3,083 per month for services provided from July 1, 2011 through June 30, 2012; and, directed staff to undertake the steps necessary to finalize Council's action. **(M2M11-66)**

Vote: Moved: SHAM Seconded: MESSINA
Ayes: SHAM, MESSINA, PLACIDO, AYALA, YAMAUCHI

Noes: NONE
Absent: NONE

10. CONTINUATION OF SALARY AND BENEFITS FOR MANAGEMENT AND CONFIDENTIAL EMPLOYEES UNDER 02M9-4550, 02M9-4551, AND 02M9-4581 FOR FISCAL YEARS 2010-2011 AND 2011-2012, EXCEPT FOR POLICE CAPTAINS AND LIEUTENANTS REPRESENTED BY THE ALHAMBRA POLICE MANAGEMENT ASSOCIATION – F2M11-2, M2M11-67

Staff requested that the City Council approve continuation of salary and benefits for all Management and Confidential Employees for Fiscal Years 2010-2011 and 2011-2012 at the levels set forth in Ordinances 02M9-4550, 02M9-4551, and 02M9-4581. Staff also requested that the City Council exclude Police Captains and Police Lieutenants, who are now separately represented by the Alhambra Police Management Association.

Discussion: None

Action Taken: The City Council adopted **Minute Order M2M11-67** as follows:

RESOLVED by the Alhambra City Council as follows:

SECTION ONE: For the City Manager and Full-Time Department Heads, the City Council hereby approves continuation of salary for fiscal year 2011-2012 at the levels established in 02M9-4581 and continuation of benefits for fiscal years 2010-2011 and 2011-2012 at the levels established in 02M9-4551.

SECTION TWO: For Confidential Employees, the City Council hereby approves continuation of salary and benefits for fiscal years 2010-2011 and 2011-2012 at the levels established in 02M9-4551.

SECTION THREE: For Non-Department Head Managers, except for Police Captains and Police Lieutenants who are represented by the Alhambra Police Management Association, the City Council hereby approves continuation of salary and benefits for fiscal years 2010-2011 and 2011-2012 at the levels established in 02M9-4550.

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

11. MOU AMENDMENT: ALHAMBRA CITY EMPLOYEES' ASSOCIATION - F2M11-2, C87-16A, M2M11-68

Staff requested that the City Council approve an Amendment to Fiscal Year 2006-2009 Memorandum of Understanding (MOU) between the City of Alhambra and the Alhambra City Employees' Association. The City of Alhambra and the Alhambra City Employees'

Association have agreed to “roll over” the existing Agreement with no changes to wages, benefits and working conditions through June 30, 2012.

Discussion: None

Action Taken: City Council adopted **Minute Order No. M2M11-68** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves that certain Amendment to Fiscal Year 2006-2009 Memorandum of Understanding (the “Amendment”), dated July 6, 2011, between the City of Alhambra and the Alhambra City Employees’ Association, a copy of which is on file in the office of the City Clerk as **Contract No. C87-16A** and by this reference incorporated herein and made a part hereof as though fully set forth herein; and, this Council hereby instructs staff to take those actions necessary to implement said Amendment.

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

12. MOU AMENDMENT: ALHAMBRA FIRE FIGHTERS’ ASSOCIATION - F2M11-2, C87-16B, M2M11-69

Staff requested that the City Council approve an Amendment to Fiscal Year 2005-2010 Memorandum of Understanding (MOU) between the City of Alhambra and the Alhambra Fire Fighters’ Association. The City of Alhambra and the Alhambra Fire Fighters’ Association have agreed to “roll over” the existing Agreement with no changes to wages, benefits and working conditions through June 30, 2012.

Discussion: None

Action Taken: City Council adopted **Minute Order No. M2M11-69** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves that certain Amendment to Fiscal Year 2005-2010 Memorandum of Understanding (the “Amendment”), dated July 6, 2011, between the City of Alhambra and the Alhambra Fire Fighters’ Association, a copy of which is on file in the office of the City Clerk as **Contract No. C87-16B** and by this reference incorporated herein and made a part hereof as though fully set forth herein; and, this Council hereby instructs staff to take those actions necessary to implement said Amendment.

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

13. MOU AMENDMENT: ALHAMBRA POLICE OFFICERS' ASSOCIATION - F2M11-2, C87-16C, M2M11-70

Staff requested that the City Council approve an Amendment to Fiscal Year 2006-2011 Memorandum of Understanding (MOU) between the City of Alhambra and the Alhambra Police Officers' Association. The City of Alhambra and the Alhambra Police Officers' Association have agreed to "roll over" the existing Agreement with no changes to wages, benefits and working conditions through June 30, 2012.

Discussion: None

Action Taken: City Council adopted **Minute Order No. M2M11-70** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves that certain Amendment to Fiscal Year 2006-2011 Memorandum of Understanding (the "Amendment"), dated July 6, 2011, between the City of Alhambra and the Alhambra Police Officers' Association, a copy of which is on file in the office of the City Clerk as **Contract No. C87-16C** and by this reference incorporated herein and made a part hereof as though fully set forth herein; and, this Council hereby instructs staff to take those actions necessary to implement said Amendment.

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

14. MOU AMENDMENT: ALHAMBRA POLICE NON-SWORN EMPLOYEES' ASSOCIATION - F2M11-2, C87-16D, M2M11-71

Staff requested that the City Council approve an Amendment to Fiscal Year 2006-2009 Memorandum of Understanding (MOU) between the City of Alhambra and the Alhambra Police Non-Sworn Employees' Association. The City of Alhambra and the Alhambra Police Non-Sworn Employees' Association have agreed to "roll over" the existing Agreement with no changes to wages, benefits and working conditions through June 30, 2012.

Discussion: None

Action Taken: City Council adopted **Minute Order No. M2M11-71** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves that certain Amendment to Fiscal Year 2006-2009 Memorandum of Understanding (the "Amendment"), dated July 6, 2011, between the City of Alhambra and the Alhambra Police Non-Sworn Employees' Association, a copy of which is on file in the office of the City Clerk as **Contract No. C87-16D** and by this reference incorporated herein and made a part hereof as though fully set forth herein; and, this Council hereby instructs staff to take those actions necessary to implement

said Amendment.

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

15. MEMORANDUM OF UNDERSTANDING: ALHAMBRA POLICE MANAGEMENT ASSOCIATION FOR FY 2011-2012 – F2M11-2, C2M11-32, M2M11-72

Staff requested that the City Council approve the Memorandum of Understanding (MOU) between the City of Alhambra and the Alhambra Police Management Association (APMA) for Fiscal Year 2011-2012. The City of Alhambra and the Alhambra Police Management Association have agreed to continue the terms and conditions as set forth in Ordinance O2M9-4550 with no changes to wages, benefits and working conditions for Fiscal Year 2011-2012.

Discussion: None

Action Taken: City Council adopted **Minute Order No. M2M11-72** as follows:

RESOLVED by the Alhambra City Council that this Council hereby approves that certain Memorandum of Understanding for Fiscal Year 2011-2012 (the "Agreement") between the City of Alhambra and the Alhambra Police Management Association, a copy of which is on file in the office of the City Clerk as **Contract No. C2M11-32** and by this reference incorporated herein and made a part hereof as though fully set forth herein; and, this Council hereby instructs staff to take those actions necessary to implement said Agreement.

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

16. PERSONNEL ACTIONS – F2M11-2

Discussion: None

Action Taken: Ratified the actions of the City Manager set forth in that certain Personnel Actions document dated July 11, 2011 showing the various appointments, classifications, salary changes, etc., since the last City Council meeting.

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

17. DEMANDS - F2M11-1

Discussion: None

Action Taken: Approved as submitted Final Check List (127702 thru 127758) in the amount of \$121,442.58 for the period ending June 14 , 2011 and Schedule of Wire Transfers in the amount of \$83,224.73 for the week ending June 10, 2011; Final Check List (127760 thru 127835) in the amount of \$401,848.00 for the period ending June 16, 2011; Final Check List (127759/127836 thru 127933) in the amount of \$197,771.69 for the period ending June 22, 2011; Final Check List (127934 thru 128021) in the amount of \$1,201,386.06 for the period ending June 24, 2011 and Schedule of Wire Transfers in the amount of \$1,992,817.31 for the week ending June 17, 2011; Final Check List (128022 thru 128116) in the amount of \$378,829.80 for the period ending June 29, 2011; and, Final Check List (128117 thru 128237) in the amount of \$1,352,276.47 for the period ending July 6, 2011 and Schedule of Wire Transfers in the amount of 1,705,825.09 for the week ending July 1, 2011.

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

ORDINANCES – SECOND READING

18. AMENDMENT TO THE ALHAMBRA MUNICIPAL CODE PERTAINING TO THE PROCESS FOR ADOPTION OF FEES – F2M11-17, F2M4-74, O2M11-4588

Staff requested that the City Council adopt an ordinance that will remove the listing of various fees in the Municipal Code and amend the process for the adoption of City fees.

Discussion: None

Action Taken: City Council directed the City Attorney to give second reading by title only to the following ordinance entitled:

Ordinance No. O2M11-4588: An Ordinance of the City Council of the City of Alhambra, California Amending Chapters 5.04, 5.08, 5.12, 5.14, 5.16, 5.24, 5.30, 5.36, 5.38, 5.40, 5.41, 5.42, 5.43, 5.44, 5.48, 5.52, 5.54, 5.60, 5.64, 5.68, 9.10, 10.04, 11.36, 11.38, 15.04, 15.08, and 19.02 of the Alhambra Municipal Code regarding the process for adoption of fees.

after which the Council adopted Ordinance No. O2M11-4588.

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

Absent: NONE

19. AMENDMENT TO THE ALHAMBRA MUNICIPAL CODE SECTION 2.49.010 AND SUBSTITUTING A NEW SECTION IN LIEU THEREOF PERTAINING TO TIMES WHEN CITY FACILITIES ARE OPEN – F2M11-17, O2M11-4586

Staff requests that the City Council consider adoption of an ordinance that will amend the Alhambra Municipal Code Section 2.49.010 and substituting a new section in lieu thereof pertaining to the times when city facilities are open. The ordinance set the new hours, with the exception of the Police, Fire, Parks and Library facilities to be open from 8:00 to 5:00 Monday thru Friday.

Discussion: None

Action Taken: City Council directed the City Attorney to give second reading by title only to the following ordinance entitled:

Ordinance No. O2M11-4586: An Ordinance of the Alhambra City Council amending the Alhambra Municipal Code Section 2.49.010 and substituting a new section in lieu thereof pertaining to times when City facilities are open.

after which the Council adopted Ordinance No. O2M11-4586.

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

ORAL COMMUNICATIONS – F2M11-4

1. **Lola ARMENDARIZ**, noting that today was Alhambra's birthday, felt that a sign outside City Hall or in the lobby announcing this fact would be nice for next year. She expressed concern over fireworks for the recent 4th of July holiday, particularly the launching of fireworks from the curb of the Edison easement near Alhambra Park and pointed out that no police officer had been stationed at Alhambra Park as she had requested at the previous City Council meeting. She felt the transfer of Code Enforcement Manager Bisogno to the Utilities Department was a blunder and expressed concern about the fact that there would be no Code Enforcement officer available to contact on Sundays for example to have them remove open house signs placed on the sidewalk in the public right-of-way. She asked whether the transfer of Mr. Bisogno was permanent or if he would be transferred back to Code Enforcement should the economic situation improve.

Responding, Assistant City Manager/Personnel Director Bacio stated that the transfer of Mr. Bisogno was permanent and it was due to economic reasons as part of his salary was paid with funds from the Redevelopment Agency and Redevelopment Agencies have been eliminated by the State. Mayor **YAMAUCHI** added that he agreed with some

of the things Ms. Armendariz had to say as far as the slight reductions in service the City has had to endure. He explained that this was due to the fact that the State of California continues to take money from local cities. He urged residents to contact their State Senator and Assemblyperson as they continually vote to take money away from cities despite voter-approved measures to limit the amounts of money that can be taken from local cities. The latest example of this is the State voting to eliminate local redevelopment agencies and require cities to pay the State in order to keep the agencies in operation. He apologized on behalf of the City for any services that had to be cut, even slightly, due the State's continued taking of our local revenues during these difficult economic times. He wished to assure residents that the City Council is doing the best that they can to maintain a high level of service.

2. **Paul STEIN**, 2213 Cedar Street, shared his concern regarding the recent elimination of lap swimming at the Alhambra pools. He noted that the City provides many services for children but that lap swimming was a benefit to the taxpaying adult residents. He suggested a shared use of the pool during swim lessons or a change to the time slots currently scheduled for lap swimming may be ways to keep the lap swimming available and more appealing for residents. He felt that constant changes to the lap swim schedule hurt the popularity of the program. He wished for the Council to know that one of the reasons he purchased his home in Alhambra and across from a park was so that he would be able to use the park and the pool.
3. **Lisa MOODY**, 1864 Garvey Avenue, advocated for the return of lap swimming at Alhambra pools. She suggested that lap swimmers could share the pool with the High School Swim team during their practices. She also wished to point out that for some, a low-impact activity such as swimming is all they can participate in to ensure their ongoing health.
4. **Brett THOMPSON**, 6035 South Meridian Avenue, wished to see adult lap swimming reinstated and stated that he would be willing to pay more if that meant keeping the pool open for lap swimmers. He also wished for the Council to consider the fact that for every dollar he spent to swim at Granada Park, he spent an estimated \$30 at restaurants and retail stores nearby which was beneficial to the City's tax revenues.
5. **Roberta ADSIT**, 628 Westminster Avenue, expressed concern over the elimination of adult lap swim and stated that she enjoyed the convenience of being able to swim while her children attended swimming lessons.
6. **Ping LAI**, 1625 South Meridian Avenue, also wished to preserve the adult lap swimming time at Alhambra pools and felt that if lap swimming was held at the same time as swimming lessons, it would not add a single penny to the program to run. She felt the discontinuation of adult lap swim was a waste of the City's resources.
7. **Peg MOODY**, 2625 Westminster Avenue, expressed frustration over the discontinuation of adult lap swim without any warning from the City as well as the lack of places for children to play basketball at Granada Park. She noted that Granada Park was the only freeway below the I-10 freeway and that having these activities at the park for children and adults was important. She also expressed frustration that there was no local bus service south of the I-10 freeway and that the City Council conducts some of their

meetings at Ruth C. Reese Hall in the Civic Center Library. She felt that Council meetings should be held in the Council Chambers so that they could be recorded and rebroadcast on the City's cable channel for residents to watch. She also thought it was important for the Council members to attend High-Speed Rail meetings due to the potential negative effect its construction could have on Alhambra. She urged the Council to work harder to provide services to residents as they were the ones that put them in office.

Responding, Director of Community Services **JARVIS** explained that lap swimming was eliminated due to serious budget issues that needed to be addressed. When staff looked at the budget that was available for the swimming program the goal was to provide the most benefit for the largest number of people and determined that the youth and their recreational swimming during the afternoons and the swim lessons would provide the most benefit for Alhambra residents. In terms of including lap swimming during either the recreational program, which creates a lot of splashing, or during the time when swim lessons take place, an additional lifeguard would be required which has not been budgeted. Also, as swim lessons progress, children in the more advanced classes will start to utilize deeper water areas of the pool which will eliminate the areas for lap swimmers to use. With respect to the basketball courts flooring at Granada Park, she stated that her department had applied for grant funds and staff thought there would be enough to complete the project; however, the Joslyn Center upgrade project ended up creating a much bigger expense than anticipated leaving a lack of funds for the basketball courts flooring. Dr. **PLACIDO** asked if future grant funds were secured, would they be used to complete the basketball courts flooring and Ms. **JARVIS** stated that they absolutely would be used to complete the project. Mr. **AYALA** asked if funding was to be made available, could it be used towards the restoration of lap swimming. Ms. **JARVIS** replied absolutely and noted that in the meantime staff has prepared a list of alternate sites that provide lap swimming, including the YMCA in Alhambra, for interested residents.

Mrs. **MESSINA** wished for the residents in the audience to know that this year's budget process was the most difficult she had been through in all her years on the City Council. The decision to reduce certain programs was not easy and the cuts were determined by what was thought to be the least damaging to the total community. She stated that the City Council understands that some programs which suffered cuts are important to residents and feels bad about having to eliminate them. Although it may sound as if Sacramento is being made a scapegoat, the decisions being made there are killing local cities by taking money away. She wanted residents to know that the Council does not take budget decisions lightly as all of them are also Alhambra residents who raise their children and grandchildren here.

Mayor **YAMAUCHI** asked Ms. Jarvis to post the lap swimming hours at the YMCA on the City's website.

8. **Margie ESCANDON**, 1809 South Valencia Street, stated that there was no American grocery market in the east Valley Boulevard area. She felt underrepresented and that all of the residents in the area were not being served by the Asian supermarkets in the area. She appreciated diversity, but thought it was needed in the east Valley Boulevard area in the form of a grocery store such as a Vons or Ralphs.

Responding to Ms. Escandon's concerns, Mrs. **MESSINA** explained that the City Council had no jurisdiction over the types of markets that come into the City. She added that it appeared that the trend was larger American-style markets such as Ralph were not expanding into new areas. She understood Ms. Escandon's frustration but reiterated that unfortunately the Council really had no say in the matter. Dr. **PLACIDO** added that Trader Joes has been contacted in the past and they simply were not interested. He noted that due to the fact that Valley Boulevard was healthy, the area does not qualify for Redevelopment Agency funds; however, if even the east Valley Boulevard area was eligible, the State just voted to eliminate redevelopment agencies and the project areas that they are designed to help. He echoed Mrs. Messina's comments and he urged residents to start a letter writing campaign to Trader Joes or Fresh-N-Easy and ask them to locate a store in the East Valley Boulevard area. He stated that he would help in any way he could with these efforts.

COUNCIL COMMUNICATIONS (ANNOUNCEMENTS & FUTURE AGENDA ITEMS) F2M11-7

Mr. Ayala thanked the residents in the audience for showing up at the meeting to express their concerns. He stated that residents with concerns were always welcome to speak at Council meetings or to call him personally at any time to discuss issues. He noted that although all Councilmembers may not be able to attend each and every meeting with respect to the High-Speed Rail Project or the 710 freeway completion, all Councilmembers are a part of the discussion. He urged residents to stay involved and to not let this evening's meeting be the last that they attend to express their concerns.

Mr. Yamauchi announced that the Civic Center Library Book and Toy Donation Drive kicked off today and would run through August 31, 2011. He added that those who donate a book or new toy to the library will receive a coupon for a Free Shave Ice and that toys will be given to needy children and books will be used in the library's collection or sold to provide funds for library materials and programs. He also announced that the 2011 Citywide Health Fair would be held on August 6, 2011 from 9:00 a.m. to 1:00 p.m. at First Baptist Church located 101 South Atlantic Avenue. The USC School of Pharmacy and School of Dentistry will be at the event along with Alhambra Hospital and San Gabriel Medical Center. He noted that professional pharmacists would also be on-hand to provide analysis of residents' prescriptions.

Dr. Placido stated that he was very sorry to hear about the death of Alhambra Police Officer Ryan Stringer and the injury of Officer Juan Carlos Mejia. He wished Officer Mejia a speedy recovery. He asked Chief of Police Yokoyama if information regarding the memorial were available. Chief **YOKOYAMA** announced that Ryan's memorial service would be held on July 15, 2011 at the Calgary Chapel, 22324 Golden Springs Drive, Diamond Bar, California at 1:00 p.m.

Mayor Yamauchi stated that the Council wished to adjourn their meeting this evening in honor and memory of Ryan Stringer and he wished all the Alhambra Police Department's officers continued safety.

Therefore, at 8:25 p.m., the ARA Chairman reconvened the Agency meeting with all members present; and, as there was no further business for the Agency Board or Council to transact, with the unanimous consent of the Agency Board and City Council, the ARA Chairman and Mayor adjourned their respective meetings

**In honor and memory
of
OFFICER RYAN STRINGER**

to 5:30 a.m., on Monday, July 25, 2011, in the City Hall Council Chambers, 111 South First Street, Alhambra, California, for the purpose of meeting jointly.

LAUREN MYLES, CMC
CITY CLERK/ARA ASSISTANT SECRETARY