

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, NOVEMBER 18, 2003, 7:30 P.M.**

CONVENE: Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, November 18, 2003 at 7 34 P M in City Council Chambers, 415 South Ivy Avenue, Monrovia, California Staff in attendance was City Manager Donald R Hopper, City Attorney Craig A Steele, and City Clerk Linda B Proctor

INVOCATION. City Clerk Linda B Proctor led the Invocation

PLEDGE OF ALLEGIANCE: Jordan Grant, Life Scout, and Justin Grant, First Class Scout, Troop 125, Arcadia, led the Flag Salute

ROLL CALL: In attendance were Councilmembers Tom Adams, Dan Kirby, Mary Ann Lutz, Mayor Pro Tem Joe Garcia, and Mayor Rob Hammond

REPORT OF CLOSED SESSION(S): None

PRESENTATIONS:

1. **Neighborhood Pride Program Award Winners; Single Family/Owner Occupied Category for Property Located at 260 East Cherry Avenue, Owner Carlotta McMullen; and Multi-Family Rental Category for Property Located at 236 East Olive Avenue, Owners CBM Investments, Rudolph and Lydia Castorena, Terry and Kay Manning, and Larry and Kathy Brendzal**

Neighborhood Preservation Supervisor Bill Skiles assisted the City Council by introducing the Neighborhood Pride Program award winners He noted that the Neighborhood Pride Award recognized property owners for maintaining outstanding properties The program recognized two categories of properties - single family, owner-occupied, and multi-family rental This quarter's recipients were single family owner-occupied property Carlotta McMullen, and rental property CBM Investments, Rudolph and Lydia Castorena, Terry and Kay Manning, and Larry and Kathy Brendzal

STUDENT GOVERNMENT REPRESENTATIVE REPORT: City Council Liaison Sable Smith was not in attendance Mayor Hammond reported on the upcoming performances of "Rumor at the High School" at Monrovia High School

A. CONSENT CALENDAR

It was moved by Councilmember Kirby, seconded by Councilmember Lutz, to approve the Consent Calendar consisting of Items *B, *I-1, *I-2, *I-3, *I-4, *J-1, and *K.

ROLL CALL: Ayes: Councilmembers *Adams, Kirby, Lutz, Mayor Pro Tem Garcia, Mayor Hammond
Motion carried 5-0

*with the exception of I-2

***B MINUTES:** The Minutes of the Regular Meeting of November 4, 2003, were approved by order of the Consent Calendar

C. ORAL COMMUNICATIONS:

1 Stephen Grollnek, Monrovia, expressed concern regarding payments for filming to Mayor Hammond's and Dave Gayman's downtown businesses

2 Greg Scherr, Monrovia, presented suggestions regarding guidelines for filming in the downtown area

3 Karen Suarez, Monrovia, expressed concern about Adelphia moving the public access stations to 98 and 99 She asked that letters or calls be made to the company She compared the San Gabriel Humane Society with the Pasadena Humane Society, noting that the San Gabriel Human society had absolutely no written information, and asked that the City Council look into funding for publicity for the San Gabriel Humane Society She recommended that an outside source be brought in when filming occurred downtown City Manager Hopper reported that a letter had been sent on this day asking for the reversal of the decision to change channel numbers

4 Bill Beebe, Monrovia, Monrovia Arts Festival Association (MAFA), reviewed various events sponsored by MAFA He thanked Esther MacDonald, Monrovia Unified School District, for starting the after school art program at Bradoaks School and announced that MAFA is now working to expand the program to the rest of the elementary schools and two middle schools MAFA is now working with her on an accounting system on how the funds are used in the schools as current accounting was too general

5 Andy Tuba, Blue Star Wireless, and also representing Gem City Jewelers and Action Footwear, expressed concern regarding lack of compensation during recent filing, and made suggestions for future filming compensation

6 Cyrus Kemp, Monrovia, expressed concern regarding the management of KGEM in connection with the recent proposed channel changes

7 Tom O'Connell, Monrovia, reported that he believed his driver's license was being challenged by the DMV erroneously He and City Manager Hopper will meet tomorrow

8 Dave Gayman, Monrovia, spoke regarding filming guidelines He stated he resented comments made by a previous speaker He justified his actions and supported Mayor Hammond for compensation received during recent filming

9 Pam Fitzpatrick, Monrovia, expressed concern regarding compensation received by some from the downtown filming and guidelines which called for fairness across the board

10 Chuck Keen, Monrovia, representing Veterans in Monrovia and Duarte, invited all to attend the 17th annual Candlelight Service, December 7, 5 00 P M , Baldwin Park He thanked Mayor Hammond and Mayor Pro Tem Garcia for their participation in the Veteran's Day program on November 11, 2003

11 Jasen Lewis, Executive Director, Community Media of the Foothills, KGEM, expressed his disappointment at Adelphia moving channels 16 and 17 to 98 and 99, as viewers will have a very difficult time finding them He reported that all positions on the board were filled, and invited interested parties to become a part of KGEM and its broadcasting programs

12 Jim Vignue, former downtown merchant, spoke in favor of the current filming guidelines He recommended that the guidelines be sent to all merchants

13 Hal Levins, Monrovia, stated that good people could work things out

14 Councilmember Lutz stated that, as City Council liaison to MOTAB, she attended the meeting today She stated that the filming guidelines were available on City's website, under permit area, MOTAB did discuss this evening and requested a committee to review the guidelines who will bring back a report on December 9, 2003, 5 50 P M , City Council Chambers

After discussion, Councilmember Adams requested that the matter be placed on a future Agenda, and stated that he personally did not want filming to continue If it were to, then he did not believe street closures during business were appropriate City Manager Hopper stated that this type of thing came up about every five years After MOTAB does a full review of the matter, it will send the matter to the City Council with a recommendation Mayor Hammond asked that a filming question be added to the telephone survey that is to be conducted soon

Mayor Hammond called a recess from 8.47 P.M. to 9:01 P.M.

D. PUBLIC HEARINGS/MEETINGS:

1. Historic Landmark HL-56/Mills Act Contract MA-52 for Property Located at 119 May Avenue by Owners Boyd and Dimitrienne Roberts; Resolution No 2003-70

Alice Griselle, Director of Community Development, reviewed the Staff Report

This Craftsman Bungalow was designed and built by the Tifal Brothers in 1912. It is one of five houses clustered on May Avenue built by the Tifal Brothers (115, 116, 120, and 124 May Avenue). The house is a good example of a California Craftsman bungalow, featuring many of the classic elements found on this style. The house has shingle siding. Split granite with beaded grout is used on the pilasters on the porch, chimney and fireplace. The single story, single family residence is 1850 square feet in area with 3 bedrooms, and 2 bathrooms. The living room, dining room and parlor all have built-ins with the original colored leaded glass doors and brass hardware. A detached garage was built in 1942.

The applicant also requested approval of a Mills Act Contract which would provide tax savings for the homeowner. The City would lose a small portion of the property tax collected on the property. This would give the City the ability to attach conditions to assure its preservation and enhancement. Based on the applicants Rehabilitation Plan, the Commission placed conditions on the Mills Act that would fully restore the property within 10 years.

At its meeting of October 22, 2003, the Historic Preservation Commission determined that the house met two of the required criteria for designation and voted unanimously to recommend approval of Historic Landmark status and execution of a Mills Act Contract.

PUBLIC HEARING OPENED AND CLOSED: Mayor Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

It was moved by Councilmember Kirby, seconded by Councilmember Adams, to approve Resolution No. 2003-70 designating the property at 119 May Avenue Historic Landmark Number 56 and approve entering into a Mills Act Contract with the conditions of approval.

**ROLL CALL: Ayes. Councilmembers Adams, Kirby, Lutz, Mayor Pro Tem Garcia, Mayor Hammond
Motion carried: 5-0**

2. Historic Landmark HL-57/Mills Act Contract MA-53 for Property Located at 131 East Hillcrest Boulevard by Owners Nicholas and Alison Taylor; Resolution No. 2003-71

Alice Griselle, Director of Community Development, reviewed the Staff Report

Built in 1930 by W. McCune for Thomas and Isabel Rogers, the Historic Preservation Commission determined that this two-story, single family house was best described as a Mediterranean Revival. The Rogers' initials are on the original iron gate. The house is 4,234 square feet with 4 bedrooms and 4 bathrooms. The house is stucco, with a red tile roof. The design features extensive use of arches throughout the house.

The applicant also requested approval of a Mills Act Contract which would provide tax savings for the homeowner. The City would lose a small portion of the property tax collected on the

property This gave the City the ability to attach conditions to assure its preservation and enhancement

At its meeting of October 22, 2003, the Historic Preservation Commission determined that the house met two of the required criteria for designation and voted unanimously to recommend approval of Historic Landmark status and execution of a Mills Act Contract

PUBLIC HEARING OPENED AND CLOSED: Mayor Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter

It was moved by Mayor Pro Tem Garcia, seconded by City Councilmember Lutz, to approve Resolution No. 2003-71 designating the property at 131 East Hillcrest Boulevard, the Rogers House, Historic Landmark Number 57 and approve entering into a Mills Act Contract with the conditions of approval. There were no objections

3 Historic Landmark HL-58/Mills Act Contract MA-54 for Property Located at 401 East Foothill Boulevard by Owners Brad and Valerie Palfrey and Norm Haley, 401 East Foothill, LLC; Resolution No. 2003-72

Steve Sizemore, Planning Division Manager, reviewed the Staff Report

The Bungalow units known as Harding Court located at 401 East Foothill Boulevard were built in 1922 by Sherman J McQueen The court consists of twelve free standing 2-bedroom, 1-bath bungalow homes, two free standing studio homes, and one 3-bedroom, 2-bath home for a total of fifteen units Twelve of the bungalows face one another creating a courtyard There are a total of ten parking spaces in two separate garage structures along the north and west property lines in the rear

At its meeting of October 22, 2003, the Historic Preservation Commission determined that the property met two of the required criteria for designation and voted unanimously to recommend approval of Historic Landmark status and execution of a Mills Act

PUBLIC HEARING OPENED AND CLOSED: Mayor Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter

It was moved by Councilmember Lutz, seconded by Councilmember Kirby, to approve Resolution No. 2003-72 designating the property at 401 East Foothill Boulevard as Harding Court, Historic Landmark Number 58 and approve entering into a Mills Act Contract with the conditions of approval. There were no objections

4. Historic Landmark HL-59/Mills Act Contract MA-55 for Property Located at 514 West Maple Avenue, by Owners Eric and Deanna Pare'; Resolution No 2003-73

Steve Sizemore, Planning Division Manager, reviewed the Staff Report

Built in 1910, the house at 514 West Maple Avenue is a single story Craftsman style home with shingle siding and tapered porch columns that are shingle wrapped Decorative wood brackets created a support element between the post and broad eaves The weave pattern found under the gabled end of the eaves mimics the weave pattern found on the porch railing Across the front and west side is a large wrap around porch The house has siding of redwood shingles, a gabled roof design and paned windows In 2001, the owners added to the west side of the home and expanded the porch The addition has been tied in with all the details of the original home including the siding and paned window style

At its meeting of October 22, 2003, the Historic Preservation Commission determined that the property met one of the required criteria for designation and voted unanimously to recommend approval of Historic Landmark status and execution of a Mills Act

PUBLIC HEARING OPENED AND CLOSED: Mayor Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter

It was moved by Councilmember Adams, seconded by Councilmember Lutz, to approve Resolution No. 2003-73 designating the property at 514 West Maple Avenue as Historic Landmark Number 59 and approve entering into a Mills Act Contract with the conditions of approval.

ROLL CALL: Ayes: Councilmembers Adams, Kirby, Lutz, Mayor Pro Tem Garcia, Mayor Hammond
Motion carried: 5-0

5. Amendment of Title 17 (Zoning) of the Monrovia Municipal Code Relating to the Prohibition of the Demolition or Fundamental Alteration of Residential Structures in the City Constructed Prior to January 1, 1940 During the Pendency of the City's Review and Adoption of Relevant Permanent Building and Zoning Regulations, Second Reading and Adoption of Ordinance No. 2003-17

City Attorney Steele reviewed the Staff Report

The proposed moratorium would prohibit demolition or structural alterations of residential dwellings built prior to January 1, 1940. Minor repairs and work necessary to avoid safety hazards would be exempted. The moratorium would be in effect for 45 days, within which the City Council would hold a Public Hearing to determine whether to extend the moratorium for periods up to 2 years. The moratorium was presented in a non-urgency form that would take effect after second reading and tonight's Public Hearing. As the Council directed, the moratorium would not apply to projects for which a DRC application was filed prior to November 18, 2003.

PUBLIC HEARING OPENED: Mayor Hammond opened the Public Hearing
Those in favor
1 Gloria Crudgington
2 Steve Baker
Those against
None

PUBLIC HEARING CLOSED: Mayor Hammond closed the Public Hearing as there was no one else who wished to speak for or against the matter

It was moved by Councilmember Adams, seconded by Mayor Pro Tem Garcia, to read by title only Ordinance No. 2003-17. As there were no objections, City Attorney Steele read as follows

AN INTERIM ORDINANCE OF THE CITY OF MONROVIA, CALIFORNIA ENACTED PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65858 PROHIBITING THE DEMOLITION OR FUNDAMENTAL ALTERATION OF RESIDENTIAL STRUCTURES IN THE CITY CONSTRUCTED PRIOR TO JANUARY 1, 1940 DURING THE PENDENCY OF THE CITY'S REVIEW AND ADOPTION OF RELEVANT PERMANENT BUILDING AND ZONING REGULATIONS

It was moved by Councilmember Adams, seconded by Mayor Pro Tem Garcia, to adopt Ordinance No. 2003-17.

Discussion ensued

ROLL CALL: **Ayes: Councilmembers Adams, Kirby, Lutz, Mayor Pro Tem Garcia, Mayor Hammond**
Motion carried: 5-0

**CONVENE MONROVIA REDEVELOPMENT AGENCY MEETING
WITHOUT ADJOURNING CITY COUNCIL MEETING**

CONVENE: Chairman Rob Hammond convened the Regular Meeting of November 18, 2003 of the Monrovia Redevelopment Agency Board of Directors at 9 19 P M in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting

ROLL CALL: Those in attendance were Boardmembers Tom Adams, Dan Kirby, Mary Ann Lutz, Vice Chairman Joe Garcia, and Chairman Rob Hammond

A. CONSENT CALENDAR.

It was moved by Vice Chairman Garcia, seconded by Boardmember Adams, to approve the Consent Calendar consisting of Items *B. There were no objections

***B. MINUTES:** The Minutes of the Regular Meeting of November 4, 2003 were approved by order of the Consent Calendar

MRA REPORTS: None

MRA ADJOURNMENT: Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 9 19 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E. BIDS: None

F. COMMUNICATIONS AND PETITIONS None

G CITY COUNCILMEMBERS & SUB-COMMITTEES:

1 Mayor Hammond reported that:

(a) He attended a School Site Council meeting at Monrovia High School Jennifer Gates gave a great presentation about the Renaissance Program, which gave varying awards to students moving his/her GPA as little as a half a point This was the first year that the program was offered Principal Al Clegg was very innovative in working with the students towards success

(b) He thanked those who were able to attend for attending the Veteran's Day program in Library Park

(c) He wished all a Happy Thanksgiving

2 Mayor Pro Tem Garcia reported that

(a) The Three Club Senior Luncheon was hosted by the Monrovia Providers Groups on November 13, 2002 The second annual program, "Putting the Gold Back in your Golden Years," included speakers regarding elder abuse He thanked Lisa Magno, Monrovia Providers Groups, for protecting the seniors in our area

3. **Councilmember Adams** stated that he had no report at this time, and wished all a Happy Thanksgiving

4. **Councilmember Kirby** reported that

(a) He attended the Community Media of the Foothills meeting and asked Public Information Officer Dick Singer to report in detail information from Adelphia. Mr. Singer reported that KGEM was notified the middle of last week that Adelphia was changing from Channels 16 and 17 to Channels 98 and 99 as of December 9, 2003, and would be going all digital. Rate structures would also be changing. Two new stations were being added as required by the FCC. Mr. Singer stated that he had contacted the new Director of Community Affairs and the CEO asking that this be rescinded. He stated he was preparing a plan to educate the public on what was happening. Staff will continue to work on this matter.

(b) He wished all a thankful Thanksgiving

5. **Councilmember Lutz** reported that

(a) She attended the MOTAB meeting today. KGEM played a clip of the kick off for the holidays in the downtown area.

(b) She attended the Veteran's Day celebration and congratulated both Mayor Hammond and Mayor Pro Tem Garcia on their speeches.

H. **REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES:** None

I. **ADMINISTRATIVE REPORTS**

*K. **PAYROLL & VOUCHERS:** Payroll No. 23 in the net amount of \$503,640.88, and Voucher Numbers 114638 through 114929 non-sequentially in the amount of \$861,146.52 non-sequentially in the amount of \$780,277.52 were approved by order of the Consent Calendar.

L. **SCHEDULED MEETINGS:**

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, December 2, 2003, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Salute to Service Program at 7:00 P.M.

M. **ORAL COMMUNICATIONS, CONTINUED, IF NEEDED.** None

N. **CLOSED SESSION:** None

O. **ADJOURNMENT:** The City Council Meeting was adjourned at 9:39 P.M. in memory of Rebecca Petrovich.

APPROVED

Rob Hammond, Mayor

ATTEST

Linda B. Proctor, CMC, City Clerk