

**MINUTES OF THE REGULAR MEETING  
OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY JUNE 11 2002 7 30 P M**

**CONVENE** Following a Study Session in City Council Chambers to discuss the 2002-03 Fiscal Year Department Budget Goals and Objectives from 6 09 P M to 7 36 P M at which all City Councilmembers were in attendance with the exception of Councilmember Tom Adams (Councilmember Franco arrived at 6 42 P M ) Mayor Lara Larramendi Blakely convened the Regular Meeting of the Monrovia City Council of Tuesday June 11 2002 at 7 50 P M in City Council Chambers 415 South Ivy Avenue Monrovia California —

**INVOCATION** Pastor Sandra Heeb Arcadia Presbyterian Church led the Invocation

**PLEDGE OF ALLEGIANCE** Councilmember Joe Garcia led the Pledge of Allegiance

**ROLL CALL** In attendance were Councilmembers Victor M Franco Joe Garcia Mayor Pro Tem Rob Hammond and Mayor Lara Larramendi Blakely Councilmember Tom Adams was excused

**REPORT OF CLOSED SESSION(S)**

**May 28 2002 Conference with Labor Negotiator Pursuant to Government Code Section §54957 6 Agency Negotiator Theresa St Peter Group Employee All Employees**

City Attorney Craig A Steele reported that no reportable action was taken and that direction was given to Staff

Mayor Blakely took Agenda Item D-1 out of order as follows

**D PUBLIC HEARINGS/MEETINGS**

**1 To be Opened and Continued to June 25 2002 Amendment of Title 2 Title 9 and Title 17 of the Monrovia Municipal Code Adding Regulations Regarding Downtown Issues for Outdoor Dining Outdoor Entertainment Outdoor Merchandise Display and Signs Introduction and First Reading of Ordinance 2002-08**

Mayor Blakely announced that this matter would be continued to June 25 2002

**PUBLIC HEARING OPENED** Mayor Blakely opened the Public Hearing

Mayor Blakely asked if there was anyone in the audience who wished to speak to this item There was none

**It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to continue the Public Hearing to the Regular City Council Meeting of June 25 2002**

**ROLL CALL** Ayes Councilmembers Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely  
Excused Councilmember Adams  
Motion carried 4-0

**PRESENTATIONS****1 Presentation by the Monrovia Competitive Swim Team of a Scholarship to Rebecca Frederick in the amount of \$1 000 00**

Jessica Ralles Assistant Recreation Coordinator along with Monrovia Competitive Swim Team Parent Board President Kenn Fisher presented the annual scholarship award (Mary Wright Award) in the amount of \$1 000 00 to Monrovia High School senior Rebecca Frederick. Rebecca participated on both the competitive City swim team and the Monrovia High School swim team for the past four years all the while maintaining a grade point average of over 4.0. Rebecca received a full scholarship to Cal Baptist College in Riverside where she plans to both swim and play women's water polo while pursuing an Art Degree.

**PROCLAMATIONS None**

**STUDENT GOVERNMENT REPRESENTATIVE REPORT** Student Government Liaison Matt Binford reported on activities at Monrovia High School. Mayor Blakely presented Mr. Binford with a plaque in appreciation of his position as Student Government Representative.

**A CONSENT CALENDAR**

It was moved by Councilmember Garcia seconded by Councilmember Franco to approve the Consent Calendar consisting of Items \*I-9 \*I-10 \*I-11 and \*K.

**ROLL CALL**

**Ayes** Councilmembers Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely  
**Excused** Councilmember Adams  
**Motion carried 4-0**

**\*B MINUTES None****C ORAL COMMUNICATIONS**

1 Nancy Zack Monrovia expressed concern about a rumor that trails would be cut in the hillside area that was being purchased and of the killing of a mountain lion by Fish & Game in the yard of a resident recently.

2 Julio Cervantes Monrovia expressed his displeasure at the cable installed by Altrio which hung in front of his window spoiling his view. He presented two pictures showing the installation.

3 Cyrus Kemp Monrovia spoke against using Speaker forms and asked for clarification of Mayor Blakely's comment that people should fill out a Speaker form "whenever possible." He asked that she consider waiving the need to fill out a form prior to speaking. He expressed displeasure about his belief that the City Attorney interrupted a speaker by telling the speaker that she was out of order.

4 Henry Gray Monrovia expressed displeasure about the loud noises from the news helicopters filming the mountain lion incident from 6:45 A.M. to 8:00 A.M. and requested that the City Attorney determine whether or not the helicopters could be cited for disturbing the peace. He requested that the Police Department be empowered to cite the trash hauler when it does not pick up articles left out on the curb by appointment even though several telephone calls were made to remind the trash hauler.

5 June Kennedy Glendora spoke in favor of Planned Parenthood.

6 Rosemary Harrahill Monrovia complained regarding the City Attorney's opinion that she was out of order at the last Meeting. She complained that she believed that the Planned Parenthood opposition did not get a chance to speak at the Meeting of May 14<sup>th</sup> when the

property was purchased by the Redevelopment Agency and applauded the efforts of Fish & Game and the Police Department in their handling of the mountain lion incident

7 Doris Ludwig Monrovia complained about a structure in the front yard of her neighbor which she felt was inappropriate but that the City said there was no provision to remove it

8 Taras Matla Monrovia opposed raising of taxes by the City Council for funding for a new Library

9 Elizabeth Fickes Monrovia opposed any new taxes to build a new Library complained that the microphones were not loud enough in the back of Chambers and complained about trash pick up

10 Katherine Hummer Glendora opposed the building of a new Library

11 Marian Rudnyk Monrovia opposed any increase in taxes by the City Council for a new Library

12 Stephen Grollnek Monrovia opposed any increase in taxes for a new Library —

In response to Ms Harrahill's question Mayor Blakely stated that the Planned Parenthood item was not a Public Hearing and did not require a solicitation of comments and that those who had wished to speak and didn't could have spoken at the next Meeting under ORAL COMMUNICATIONS In response to Mr Kemp's statements she stated that Staff and she were working on the Agenda to clarify information for speakers who wished to speak regarding items on the Agenda and that her comments regarding those persons filling out a Speaker Form whenever possible were for those persons who decided during the presentation that they wished to speak but did not want to interrupt the presenter by turning in a Speaker Form In response to Ms Ludwig's concerns Mayor Blakely stated that she would instruct Code Enforcement to investigate the matter In answer to Ms Zack's question and the rumor on land use of the property just acquired Mayor Blakely stated that there had been no discussion at any level whether at Community Services Commission the WPSC or at the City Council level as to the land use The City Council would be looking at a public process where the Community Services Commission or the WPSC or both would be seeking input from the community once all the property had been acquired There was no proposal for anything and what she may have heard as a rumor was just that a rumor with no basis

Mayor Pro Tem Hammond stated that he wanted to clarify a point—that the City Council was not empowered to raise taxes only the citizens could do it by referendum and by a 2/3 vote—that this was significantly out of the scope of the City Council

Councilmember Franco addressed Mr Grollnek's uncomplimentary remarks

Mayor Blakely called for a recess from 8 50 P M to 9 02 P M

## **D PUBLIC MEETINGS/HEARINGS**

1 **To be Opened and Continued to June 25 2002 Amendment of Title 2 Title 9, and Title 17 of the Monrovia Municipal Code Adding Regulations Regarding Downtown Issues for Outdoor Dining Outdoor Entertainment Outdoor Merchandise Display and Signs Introduction and First Reading of Ordinance 2002-08**

This matter was taken out of order following the REPORT OF CLOSED SESSION (see above)

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

**CONVENE** Chairman Lara Larramendi Blakely convened the Regular Meeting of June 11 2002 of the Monrovia Redevelopment Agency Board of Directors at 9 02 P M in City Council Chambers without adjourning the City Council Meeting

**ROLL CALL** Those in attendance were Boardmembers Franco Garcia Vice-Chairman Hammond and Chairman Blakely Boardmember Adams was excused

**A CONSENT CALENDAR** None

**\*B MINUTES** None

### **MRA REPORTS**

**1 Joint Public Hearing Opened and Continued from May 28 2002 Proposed Sixth Amendment to the Redevelopment Plan for Project Area No 1 the Central Redevelopment Project Agency Resolution Nos 6-2002 through 9-2002 City Council Resolution Nos 2002-45 through 2002-47 Introduction and First Reading of City Council Ordinance No 2002-09**

**PUBLIC HEARING OPENED** Chairman Blakely stated that this was the continuation of a Joint Public Hearing of the City of Monrovia and the Monrovia Redevelopment Agency which was held on May 28 2002 and subsequently continued to this date Pursuant to the law she as Mayor would continue to preside over this continued Joint Public Hearing

On May 28 2002 the City Council and the Redevelopment Agency opened a Joint Public Hearing to consider the proposed Sixth Amendment to the Redevelopment Plan for Project Area No 1 the report to City Council on the proposed Sixth Amendment a proposed amendment to the Update of the Implementation Plan and all evidence for and against the adoption of the proposed Redevelopment Plan and amendment to the Update of the Implementation Plan At that meeting written comments were entered into the record and the Public Meeting was continued to this date and time At the request of one of the interested parties the Public Hearing was extended to this meeting to permit additional testimony on the matter At the prior meeting letters were received both supporting and opposing to the adoption of the Sixth Amendment

At the request Chairman Blakely City Clerk Proctor reviewed the letters that were received at the May 28 2002 Public Hearing and those received since that time as follows

- 1 Steven N Skolnik representing Brokates Trust for property at 520-624 Evergreen Avenue two letters in opposition
- 2 Douglas D Potratz representing owner Patricia R Carpentier regarding property at 400 through 480 West Huntington Drive one letter in opposition
- 3 Jeff Gold representing 99¢ Only Stores one letter in opposition
- 4 Russell Wolpert representing 99¢ Only Stores four letters in opposition
- 5 Louis Neal President Trans-Therm 466 E Duarte Road in opposition
- 6 Brian Soash Project Area Committee Chairman in support

She stated that Mr Skolnik had submitted a new packet of materials with the same letters noted above with additional exhibits

Chairman Blakely then asked for any additional testimony from those present in the audience She asked that those persons speaking state their name address and the organization if any they represent and whether they owned or rented property within the existing Project Area or the proposed Sixth Amendment Area She asked that speakers remember to limit their comments to three minutes

Those speaking

- 1 Steven Skolnik Los Angeles representing the Brokate Trust in opposition
- 2 Ed Adams Contractors Carpet Center Monrovia in opposition

- 3 Craig Reiber C V Tile Distributors Monrovia in opposition
- 4 George W Brokate Newport Beach owner of East Evergreen property at Shamrock in opposition
- 5 Russell Wolpert Commerce 99¢ Only Stores in opposition
- 6 Henry Gray Monrovia in support
- 7 Dave McShone Commerce representing 99¢ Only Stores in opposition
- 8 Cyrus Kemp reminded the Board of the mix that would come with the Amendment to the Plan regarding affordable housing and the impact on local schools
- 9 Bernard Buller 410 East Duarte Road in opposition

**PUBLIC HEARING CLOSED** Chairman Blakely after determining that there were no more speakers declared the oral portion of the Joint Public Hearing closed She stated that as required by law written objections would be considered by the City Council at the continued public meeting to be held on June 25 2002

It was moved Vice-Chairman Hammond seconded by Boardmember Franco to continue the Joint Public Hearing to June 25 2002

**ROLL CALL** Ayes Boardmembers Franco Garcia Vice-Chairman Hammond and Chairman Blakely  
Excused Boardmembers Adams  
Motion carried 4-0

**ADJOURN** Chairman Blakely adjourned the Monrovia Redevelopment Agency Meeting at 9 38 P M and the City Council Meeting continued

**RECONVENE MONROVIA CITY COUNCIL MEETING**

**CONVENE MONROVIA FINANCING AUTHORITY MEETING  
WITHOUT ADJOURNING CITY COUNCIL MEETING**

**CONVENE** President Lara Larramendi Blakely convened the Regular Meeting of June 11 2002 of the Monrovia Financing Authority Board of Directors at 9 38 P M in City Council Chambers without adjourning the City Council Meeting

**ROLL CALL** In attendance were Authority Commissioners Franco Garcia Vice-President Hammond and President Blakely Authority Commissioner Adams was excused

**A CONSENT CALENDAR**

It was moved by Vice-President Hammond seconded by Authority Commissioner Franco to adopt the Consent Agenda consisting of Agenda Item \*MFA-1

**ROLL CALL** Ayes Authority Commissioners Franco Garcia Vice-President Hammond and President Blakely  
Excused Authority Commissioner Adams  
Motion carried 4-0

**\*B MINUTES** None

**MFA REPORT**

**\*1 Issuance of \$9 500 000 Bonds to Purchase Open Space in Monrovia Resolution No A2002-03**

This matter was approved by order of the Consent Calendar

The Staff Report referred to Administrative Report I – 7 for information

**MFA ADJOURNMENT** President Blakely adjourned the Monrovia Financing Agency at 9 39 P M and the City Council Meeting continued

### **RECONVENE MONROVIA CITY COUNCIL MEETING**

#### **E BIDS**

##### **1 Purchase to Replace Existing Police Patrol Vehicles in the Amount of \$384 696 00**

Lieutenant Rick Miglia reviewed the Staff Report

The Police Department sought approval to purchase and equip thirteen Police patrol vehicles Lt Miglia provided information relative to the purchase of the Police patrol vehicle most suitable for the Monrovia Police Department's use He evaluated the vehicle pricing and the installation and changeover of new and existing equipment for the fleet of vehicles

Discussion ensued regarding the sale of the used vehicles City Manager Hopper noted that the funds from the sale of the used vehicles was used to replenish the fund for purchase of future vehicle procurement

Those wishing to speak regarding the matter

1 Cyprus Kemp Monrovia did not respond

**It was moved by Councilmember Franco seconded by Mayor Pro Tem Hammond to approve the capital outlay of \$384 696 00 from the Patrol Fleet Inter-service Transfer Fund to purchase 11 (eleven) 2003 Ford Crown Victoria Police vehicles from Don Kott Ford and 2 (two) Chevrolet Tahoe Police Vehicles from Sierra Chevrolet install new and existing equipment through Pursuit Technologies and contract for the installation of new lettering and graphics through B & H Signs**

#### **ROLL CALL**

**Ayes Councilmembers Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely  
Excused Councilmember Adams  
Motion carried 4-0**

#### **F COMMUNICATIONS AND PETITIONS None**

#### **G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**

1 **Mayor Blakely** reported that

(a) Wilderness Preserve Steering Committee (WPSC) Update

She stated that at the last WPSC meeting the Committee identified four different pieces of property that would be subject to Proposition 12 funding which was on this evening's Agenda Also she reported to them that the Rivers and Mountains Conservancy that she sits on has been approved from Proposition 40 funds approximately \$18 million It includes three staff positions to assist with the technical assistance and review for cities and other organizations who will be submitting grant applications In the next few months the Rivers and Mountain Conservancy will be looking at the working group and trying to determine the criteria for dividing the grant monies

(b) Last Friday the Rivers and Mountain Conservancy Board appointed interim Director Belinda Faustinos as the permanent Director She came from the Santa Monica Mountains Conservancy She was very helpful in the City of Monrovia's quest in the \$9 million grant

(c) The Wildlife Conservation Board had received over \$400 million in Prop 40 money and the remaining hillside properties were eligible for submission

(d) In regard to Homeland Security she received from the National League of Cities last week the proposal from President Bush in regard to the new Department of Homeland Security It had the proposed Budget and the frequently asked questions which she forwarded to the Police Chief and will forward to the Fire Chief Later this week Ruben Barrales Deputy Assistant to the President and Director of Intergovernmental Affairs will be meeting with cities to talk about the role of local government and homeland security It is most likely that they will give out the homeland security grant money to the MPO-- Metropolitan Planning Organizations like SKAG-- and hopefully SKAG can be bypassed and it can come directly to the San Gabriel Council of Governments There would be less administrative costs if it were done in this fashion

(e) Last May 15 16 2002 she was in Sacramento on behalf of the City of Monrovia participating in lobbying days on behalf of the San Gabriel Valley Council of Governments and the League of California Cities and held three meetings with legislators of the thirty-one cities of the COG They continued to tell them the break down of the amount of money from VLF--the backfill--and the amount of money from Monrovia that has been contributed to the State since 1992 in property taxes and ERAF amounts to balance its budget over the years They were told that the ERAF take-away was not a one-time event just for this year but rather looked to be a 3 to 5 year take

(f) She met this morning with the Workforce Investment Board One of the things that came from the meeting continued to show that the funding that comes to the six cities-- Monrovia Arcadia Sierra Madre Duarte South Pasadena Pasadena-- has had a significant decrease and that California has taken a bigger hit than the rest of the country that of 20% Our area is taking hits in the categories of displaced worker and youth employment program They are looking at reinstating the summer youth program

(g) Early tomorrow morning she will be traveling to Washington D C to provide testimony on behalf of a piece of legislation from Senator Hilda Solis that commissions a study from the Department of the Interior to look at the whole area of the San Gabriel River and Lower Los Angeles Rivers and Mountains Conservancy about the feasibility of a national parks system as that would bring different kinds of resources She also will meet with Senator Barbara Boxer to present an amended request from an earlier request in March in regards to seeking federal funds for the hillside purchase She stated that she wanted to make sure that the property owners knew that they were not being abandoned and that the City was pursuing all avenues that were available including the Prop 12 money Prop 13 Prop 40 and also federal sources to continue the quest to acquire the hillside

(h) The Gold Line is on track Meetings have been scheduled with Congressman Dreier to do follow-up with some of the requests submitted to him in February and March of this year

## 2 Mayor Pro Tem Hammond reported that

(a) He congratulated all of the graduating seniors at Canyon Oaks and Monrovia High Schools and wished all--teachers and students alike--a safe and good summer

(b) He received a letter from Congressman David Dreier advising him that the House of Representatives had appropriated some money for first response Many people in Monrovia after September 11<sup>th</sup> were concerned on what the City's needs would be and how would they be addressed in the future if any terrorist activity happened not just in Monrovia We understand that if something happened in Los Angeles our community would be affected by the ripple effect To that end the letter he received on May 24<sup>th</sup> indicated that there was \$175 million in grants to first responders--police and fire departments He called both the Fire and Police Chief and made them aware that these grant funds were available in HR4775 He thanked Congressman Dreier for letting the City know that these funds were available in Washington D C and for his efforts in making sure that these funds were available to the

municipalities as it will be our fire departments our police departments and our hospitals that will have to deal with these things when they come up and we have no idea how we are going to foresee them He thanked Congressman Dreier for his response

### **3 Councilmember Adams was excused**

### **4 Councilmember Franco reported that**

(a) He attended the Foothill Unity Golden Plate Awards luncheon last week and congratulated Chief Santoro as the recipient of the Heart in Hand Award

(b) He congratulated all of the graduating seniors and extended his feelings for great things in the future from them

(c) He would be the keynote speaker for the graduation at Canyon Oaks High School When he questioned school staff as to why he was chosen they replied that it was because of the advocacy he has been promoting in looking at technical careers as alternatives For a number of reasons attendance at colleges may not be for everyone and there are some enormous opportunities for someone who was looking to establish themselves in professional technical careers He will be working with the District in this area He is currently negotiating with some outside organizations that may establish a partnership with the school to establish scholarship opportunities for those interested in going into trade fields

(d) He announced that he would unfortunately be traveling the last week of June and would be absent from the June 25 2002 City Council Meeting He expressed regret at also missing one of the most important events in the City of Monrovia that of the Retirement Dinner for Police Chief Joseph Santoro He thanked and expressed gratitude to Chief Santoro for his commitment dedication and service to the citizens of Monrovia He stated that he has always been amazed at the Chief's level of creativity and sensitivity during the years that they have served on Boards of Directors throughout Southern California as well as Mr Franco's tenure on the City Council He stated that the replacement would have shoes very difficult to fill He apologized for not being able to attend the event

### **5 Councilmember Garcia reported that**

(a) He attended the Unity Center's recent Golden Plate Award Luncheon where it honored area people and businesses who have supported the Center He congratulated Police Chief Santoro's Heart in Hand Award as Humanitarian of the Year stating that the award couldn't have gone to a more deserving individual than Chief Santoro who has spent much of his off duty for the benefit of people in this community and their well-being He thanked the Unity Center for hosting the event

(b) On Thursday May 30 2002 he attended the League of California Cities Division meeting at the Cerritos Public Library He was very impressed with the brand new facility stating that it showed what someone with vision could do with the expansion of a new library He received a presentation folder along with an invitation from the Mayor of Cerritos for the City Council and Staff to tour the new facility

(c) On May 31 2002 he attended a meeting for the update of the State Budget sponsored by Assembly Speaker Herb Wesson at the Department of Water and Power Mr Wesson basically opened up the meeting for questions and for the representatives of the 88 cities to give him input on resolving the current Budget crisis without eroding local revenue Cities are already sharing the pain of the State Budget crisis through the taking of ERAF monies from cities All cities were trying to find solutions and the suggestions given to Mr Wesson would be taken back to Sacramento

## **H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None**

## **I ADMINISTRATIVE REPORTS**

**Mayor Blakely took Agenda Items I-3 I-4 and I-5 out of order as follows**

### **3 Certification of the Final Environmental Impact Report (EIR) for the Library Project and Adopting a Statement of Overriding Consideration Findings of Fact and Mitigation Monitoring Program Resolution No 2002-52**

City Attorney Steele stated that Staff would review I-3 I-4 and I-5 as one Staff Report

Steve Sizemore Planning Division Manager reviewed the Staff Report

The City Council as the decision-making body has the authority to take action on the Final Environmental Impact Report (FEIR) for the Monrovia Library Building project through the certification of the FEIR as an adequate and complete document The DRAFT EIR was circulated for public review from May 1 2002 to May 30 2002 The City conducted two public meetings to receive comments one before the Historic Preservation Commission on May 22 2002 and one before the City Council meeting on May 28 2002 Four individuals spoke at the historic Preservation meeting and four individuals spoke at the May 28<sup>th</sup> City Council meeting In addition the City received two comments from public agencies and six written comments from individuals concerning the adequacy of the Draft EIR The FEIR contains all of the comments received during the public comment period with a written response to each comment

In reviewing and certifying the FEIR CEQA states that the lead agency must certify that the FEIR is an adequate document that has been completed in accordance with CEQA and that the information contained within the FEIR has been reviewed and considered prior to final action on a project The evaluation of the environmental impacts of a project does not need to be exhaustive but it needs to include an evaluation of what is reasonably feasible Disagreement among experts does not make an EIR inadequate Lastly the document does not need to be perfect but adequate complete and a good faith effort at full disclosure

A Mitigation Monitoring and Reporting Program is also required when mitigation measures are identified in an EIR This Program is required in order to ensure that the measures imposed to mitigate or avoid significant environmental impacts are implemented The Program identifies at what stage the mitigation measure is to be implemented and monitored as well as the agency that is responsible for enforcement In adopting resolution 2002-52 the Mitigation Monitoring Program will be set in place

It is important to note that the certification of the EIR is not the same as project approval but simply marks the end of the environmental review phase After certifying the Final EIR there will be further review and consideration of the library project Separate notices and public hearings before the City Council Planning Commission and Historical Preservation Commission will be provided as part of the development phase

In Staff's opinion the FEIR serves to restate the environmental impacts and mitigating measures identified in the Draft EIR and does not include any significant new information regarding those impacts or mitigation measures The Statement of Overriding Considerations and Findings of Fact addresses the environmental effects associated with the approval and implementation of the Monrovia Public Library Building Project Based on comments received by the City from responsible agencies other public agencies and the public the Final EIR includes additional clarification regarding the potential impacts The FEIR represents the City's evaluation of what is reasonably feasible and is adequate complete and a good faith effort at full disclosure

Staff recommended that the City certify the Final Environmental Impact Report (FEIR) for the proposed Library Project and adopt findings of fact a statement of overriding considerations and a mitigation monitoring program

In response to Councilmembers Franco's inquiries Consultant Irena Finkelstein AICP Cotton/Bridges/Associates stated that in their findings of the current library it was listed neither on the Federal Register nor the State Register and of course not on the local Register. She stated that the reason that the building was not listed on the Federal Register aside from the fact that it was not fifty years old yet was that it had not stood up under their analysis to fulfill the requirements of the conditions that are put on the nomination of such a building. That means it had to be an exemplary example of a certain period of time style of building the person who designed or built it associated with a group of persons or associated with either local or national historic events. In the firm's analysis of the building it did not qualify under most of those conditions. The building would not qualify under other conditions of the State Register of Historic Resources. She stated that there was actually an attempt to place the library building on the State Register. The State Office of Historic Preservation had indicated that their finding would most likely be that the building would not qualify and the nomination was withdrawn at that time. She stated that basically with the information they have regarding the building it had not been and still is not qualified to be on any of the mentioned Registers. She further stated that if it were an exceptional value it would be considered and that it did not have to be fifty years old. She stated that the report of the professional architectural historians included in the EIR who specialize in the assessment of historic value of many buildings in California act under federal and state laws have evaluated a number of local buildings in this area. She stated that the local Historic Preservation Commission had the authority to declare a building a historical site but it has not done so with this building as it found it ineligible under its own criteria. She concurred that under three separate designations between federal state and local it could not be found so far that the building was eligible for historic designation.

(The motion and subsequent vote for Agenda Items of I-3 I-4 I-5 was taken together under Agenda Item I-5 below )

#### **4 Request for Commitment to All the Requirements of the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000 Resolution No 2002-53**

City Engineer Doug Benash reviewed the Staff Report

The Library Bond Act of 2000 was approved by the California voters in March of 2000 which set aside \$350 000 000 00 in competitive grant funds. The rulemaking procedures for the grant were completed in January of 2002 providing all the necessary information to complete the application for funds. There are three funding cycles

- 1 The application deadline for the first funding cycle is June 14 2002. In this cycle grants will be awarded totaling no more than \$150 000 000 00.
- 2 The application deadline for the second funding cycle is March 28 2003. In this cycle grants will be awarded totaling no more than \$110 000 000 00.
- 3 The application deadline for the third funding cycle is January 16 2004. All remaining grant funds will be awarded in this cycle.

The grant will fund 65% of the construction costs. The construction costs are calculated based on the states allowable per square foot cost of \$202 00 per square foot with a locality adjustment/multiplier factor of 1 01 for a Library building project and an inflation adjustment of 1/5 percent per month for each month from January 1 2002 through the mid-point of construction of the project. The City Council also needs to commit to make available the local 35% matching and supplemental funds when these funds are needed to meet cash flow requirements for the project. The City Council must also certify the project budget and commit to provide direct public library service from the facility for at least 40 years.

City Staff and the community have been working since 1996 developing the plans for a new public library. The following items have been completed to prepare the City for the Library Bond Act Grant Application

- 1 A Strategic Plan
- 2 A Library Needs Assessment and Building Program
- 3 An Environmental Impact Report
- 4 A contract agreement with the architectural firm of Gonzalez/Goodale

On June 4 2002 a joint meeting was held with the City Council and the Library Board to review the architect's conceptual design floor plan and site plan as well as discuss the resolution required in the grant application to discuss the 35% matching funds supplemental funds and to operate the library for the next 40 years for the purpose of public library services

In the joint meeting several questions were asked in reference to the resolution and grant application. They were as follows with the responses Staff received from the Library Bond Act Administrator Richard Hall

1 How much time does the City have to raise the 35% matching funds and construct the new library? The City establishes the timetable and submits it with the grant. The Bond Act does not specify a timeframe. Once the City has submitted the timetable with the grant application it will need to be followed.

2 What happens if the City is unsuccessful in raising the 35% matching and supplemental funds? Hopefully that would not occur but if it did the City would notify the state of the inability to raise the necessary funds and the grant award would revert back to the state with no penalty.

3 Because of the state's budget shortfall can the state use the Library Bond Act Funds to balance the state's budget? The bond measure was voted upon by the electorate and is not a legislative allocation. Mr. Hall stated that in all his years with the state he had never known the state administration to take funds or borrow funds from a Library bond measure that was voted on by the electorate. To date there has been no discussion within the state administration about accessing the library bond funds.

The Library Project Budget identified all the line items of eligible and ineligible costs per the grant application and the Title 5 Library Bond Act Regulations with a total of \$15.9 million in eligible costs for the 65% match from the state and a total of \$2 million supplemental funds not provided for in the grant but necessary to complete the project. After calculating the line items per the Title 5 regulations there is a total of \$10.3 million for the 65% the City would receive this amount if the grant were awarded to the City. The remaining 35% is the matching funds for a total of \$4.6 million and the supplemental funds at a total of \$2 million. The 35% match and the supplemental funds totaling \$6.6 million are the City's responsibility to raise through fund campaigns or a local bond measure. If the City is unsuccessful in raising these funds the grant will revert back to the state without penalty to the City.

Staff recommended the adoption of the resolution and the submission of the Library grant application in the first funding cycle of June 14 2002 and commitment to the 35% match the supplemental funds to operate the completed facility and provide library direct service and to dedicate the facility to library direct service use for a period of 40 years.

Mayor Pro Tem Hammond restated that this was an application to apply for funds from the State of California for 65%-- or 2/3 the cost-- of a new Library. Councilmember Franco confirmed that this action would not bind the City in terms of a tax assessment or anything of that sort and that the City Council would decide how it would come up with the 35% balance.

noting that tax assessment was but one way to find the remaining 35% He noted that the application indicated a two-year commitment to find the balance needed as a one-year plan may cut the City short and a five-year plan may not be viewed desirable by the State Councilmember Garcia noted that if the City was unsuccessful in getting the funds the grant would revert back to the State with no penalty In response to Mayor Pro Tem Hammond's statement that the City must position itself to get 2/3 of the cost of the Library paid for by the State of California to the Library Bond Act and that if the City did not apply it would get zero percent of the Library paid for by the State of California City Manager Hopper stated that we as citizens all pay in some form to support that bond issue and this would be getting the money back to Monrovia with no commitment other than to do best efforts He continued that under Oral Communications earlier this evening there was a lot of discussion on raising taxes and he wanted to make sure the public knew that this City Council was not in a position to raise any taxes If the City was successful in getting the State to allocate 65% of cost of the Library to the City the City then had the opportunity to raise the other 35% There was a whole host of ways to do that with one of those being as a last resort going to the community and asking if they are willing to support getting 65% from the State and matching it with 35% from the community He further stated that the decision would be made when the time comes Mayor Blakely stated that Staff has been very diligent over the last year in preparing for this point

(The motion and subsequent vote for Agenda Items of I-3 I-4 I-5 was taken together under Agenda Item I-5 below )

**5 Joint Use Agreement Between the City of Monrovia and the Monrovia Unified School District for Programs to Benefit the Monrovia Public Library Pursuant to the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000**

Monica Greening Library Division Manager reviewed the Staff Report

In order to submit an application for *California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2000 Funds* under the grant's highest priority rating a jurisdiction is required to form a cooperative joint venture agreement with the local school district

The City's proposed cooperative joint venture agreement addresses three areas considered of importance by the bond act Those three areas are 1) a Homework Center 2) an Extranet Electronic Wide Area Network between the city and the district and 3) the Families For Literacy Center and related programs such as the Monrovia Reads Literacy Van Project

Staff recommended that the City Council approve the Cooperative Joint Venture Agreement with the Monrovia Unified School District and authorize the Mayor and the City Clerk to execute the Cooperative Agreement

Those wishing to speak regarding the matter

- 1 Phyllis McCarville Monrovia original Task Force member spoke in favor
- 2 Denise Zoolalian Monrovia President of Library Board spoke in favor
- 3 Michael Blumenthal Monrovia did not respond
- 4 Stephen Grollnek Monrovia did not respond
- 5 Elizabeth Fickes Monrovia spoke in opposition
- 6 Don Kinch Monrovia Friends of the Library and original Task Force member spoke in favor
- 7 Stephanie Sparks Monrovia Library Boardmember spoke in favor
- 8 Beth Negrey Monrovia spoke in favor
- 9 Cyprus Kemp Monrovia did not respond

10 Steve Baker Monrovia City Historian spoke in favor giving a perspective and history of the Library's two homes

11 Gloria Crudgington Monrovia spoke in favor and offered to help in any way in raising funds for the Library

City Clerk Proctor read a letter from Suzette Williams in support and from David Hart in opposition

**It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to adopt Resolution 2002-52 certifying the Final Environmental Impact Report (FEIR) for the proposed Library Project and adopt findings of fact a statement of overriding considerations and a mitigation monitoring program adopt Resolution No 2002-53 making a commitment of local and supplemental local funds for the new City Library project certifying the Project Budget and committing to provide direct public library service from the facility for at least 40 years, approve the Cooperative Agreement with the School District, and authorize the Mayor and City Clerk to execute the agreement**

Councilmember Garcia stated that this project had been many years not only in discussion but in testimony With regard to the particular building qualifying as historic he stated that he had enlisted the assistance of people who were probably more able to render a more qualified opinion than those who had given testimony that were supporters of that type of architecture One was Dr Robert Winner who was actually suggested by some of the speakers in opposition to the new Library as one who would be the one most likely as an architectural historian to give a qualified opinion Dr Winner had responded to him that while this particular style of architecture may have been a good example of modern architecture it was not by any means exceptional Councilmember Garcia stated that unfortunately when you talk about a historic building you have to be specific about how a particular structure was identified and that is both in the California and National Registers specifications He further stated that the building when constructed was a good building at the time but Monrovia was then a community of only 16 000 people As Mr Baker pointed out in testimony just as the Carnegie Library lived out its useful life in the 1950 s this structure now had lived out its useful life He stated that he believed that it was time to move on with the structure that would most significantly represent the Monrovia of the next fifty years He stated that those were the reasons that he would be voting yes on the project Councilmember Franco stated that several Study Sessions were held with opportunities to take public input from those interested in the project He stated that he had talked to the City Manager today to clarify that the City Council was not committed to the design or the current architectural rendering that it had seen other than being committed to moving forward and positioning to get the grant and finding the right design He stated that it is important to know that the final draft of what the library will look like was not in place but the City will have positioned itself to make the right choices at the right time Mayor Pro Tem Hammond stated that he believed that it would be irresponsible to not take a stab at 65% of having your library paid for by the State of California through a voter approved Library Bond Act

**ROLL CALL**

**Ayes Councilmembers Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely  
Excused Councilmember Adams  
Motion carried 4-0**

**1 Final Tract Map No 53546 for Re-subdivision of Property Located at 528 West Duarte Road for Ten (10) Units by Mursol Construction**

Doug Benash City Engineer reviewed the Staff Report

Tentative Tract Map No 53546 is for the re-subdivision of properties located in the Residential







Staff recommended the renewal of the Options lease agreements at Recreation and Rotary Parks from July 1 2002 through June 30 2003

**\*10 Request to Apply for Roberti-Z Berg-Harris Urban Open-Space and Recreation Block Grant Program Resolution No 2002-50**

This matter was approved by order of the Consent Calendar

On June 26 2001 the City Council approved the Armory Renovation and Skate Park Master Plan The Armory Renovation Project will provide services and programs to the At-Risk Youth of the Monrovia Community

In order for the City to participate in the Block Grant Program and obtain its share of Roberti-Z Berg-Harris Urban Open-Space and Recreation Block Grant funding for the Armory Renovation Project City Council was required to adopt a resolution

The maximum amount the City could request through the Roberti-Z Berg-Harris Urban Open-Space and Recreation Block Grant program was \$119 523 00 A matching commitment was required from the City's Capital Improvement Fund in the amount of \$51 224 00

Staff recommended the adoption Resolution No 2002-50 authorizing the City's application for State Roberti-Z Berg-Harris Urban Open-Space and Recreation Block Grant Funding from the Safe Neighborhood Parks Clean Water Clean Air and Coastal Protection Bond Act of 2000

**\*11 Extension of Contract with Foothill Transit for the Administration of Monrovia Transit Dial-a-Ride in the Amount of \$9 276 00 for Fiscal Year 2002-2003**

This matter was approved by order of the Consent Calendar

Foothill Transit has assisted in administering Monrovia Transit since 1993 providing a great service for the City They have monitored the contractor's operation of the system in terms of dispatching vehicle maintenance training and other operational aspects of the service They also furnish the City with a biannual report of the service The staff at Foothill Transit has also provided a great level of expertise in the implementation of the Old Town Trolley by reviewing the vehicle specifications and will perform the vehicle inspections at delivery

This year a 2.7% increase was being requested raising the annual administrative cost to \$9 276 00 This increase was based on last year's CPI Staff recommended that the Fiscal Year 2002-2003 Dial-a-Ride administration services agreement be approved between the City of Monrovia and Foothill Transit

**J RESOLUTIONS & ORDINANCES None**

**K PAYROLL & VOUCHERS** Payroll No 12 in the net amount of \$430 184 72 and Voucher Numbers 103154 through 103464 nonsequentially in the amount \$758 352 08 were approved by order of the Consent Calendar

**L SCHEDULED MEETINGS**

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday June 25 2002 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California and will be preceded by a Salute to Service Program City Council Chambers 7 00 P M

**M ORAL COMMUNICATIONS IF NEEDED None**

**N CLOSED SESSION** Mayor Blakely stated that the City Council would adjourn to Closed Session to Conference with Labor Negotiator pursuant to Government Code Section §54957.6 Agency Negotiator Theresa St Peter Group Employee All Employees would not reconvene the City Council Meeting and that the report would be given at the next Regular City Council Meeting

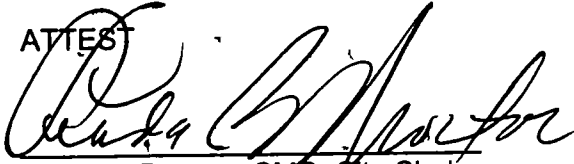
**O ADJOURN** It was moved by Mayor Pro Tem Hammond to adjourn Mayor Blakely adjourned the Meeting at 11:23 P.M. in memory of Liz Shanov Monrovia Old House Preservation Group member and Monrovia resident

Closed Session convened at 11:25 P.M. and adjourned at 12:10 P.M. All City Councilmembers with the exception of Councilmember Adams who was excused were in attendance

APPROVED

  
Lara Larramendi Blakely Mayor

ATTEST

  
Linda B. Proctor CMC City Clerk