

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, MARCH 5, 2013, 7:30 P.M.**

CONVENE: Mayor Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, March 5, 2013, at 7:30 p.m. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California. In attendance were City Manager Laurie Lile, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Police Chaplain Terrence Brown led the invocation.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Joe Garcia led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Tom Adams, Becky A. Shevlin, Mayor Pro Tem Joe Garcia, and Mayor Mary Ann Lutz.

REPORT OF CLOSED SESSION: None

PRESENTATIONS/PROCLAMATIONS:

PR-1 Recognition of Larry Spicer for his Service as Interim Councilmember during the Military Leave of Councilmember Clarence Shaw: The Mayor and City Council presented Larry Spicer with a Certificate of Recognition in appreciation of his service.

PR-2 Recognition of 2013 Presidential MLK Drum Major Award Recipient Firefighter Ernesto Moreno: Fire Chief Chris Donovan assisted the Mayor and City Council in recognizing Firefighter Ernesto Moreno for his achievement.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Student Liaison Sela Rich reported on past and upcoming events at the high school.

ORDER OF BUSINESS: City Manager Laurie Lile stated that there were no changes to the order of the agenda.

CONSENT CALENDAR: It was moved by Councilmember Adams, seconded by Mayor Pro Tem Garcia, to approve the consent calendar. The motion carried unanimously. The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the February 19, 2013, Regular Meeting of the Monrovia City Council: The City Council adopted the Minutes of the February 19, 2013, Regular Meeting.

CC-2 Payroll No. 5 in the Net Amount of \$506,183.71, and Voucher Nos. 181629 through 181842 (Checks) and 386 through 405 (EFT) in the Total Amount of \$884,571.73: The City Council approved Payroll No. 5 in the net amount of \$506,183.71, and Voucher Nos. 181629 through 181842 (Checks) and 386 through 405 (EFT) in the total amount of \$884,571.73.

CC-3 Approving Coverage of All Officers and Employees under One Master Faithful Performance Bond, Resolution No. 2013-07: The City Council adopted Resolution No. 2013-07.

CC-4 Purchase of Video Conferencing Equipment from CDW-G, Inc., in an Amount not to Exceed \$75,000.00 in Support of the Regional Fire Smart Classroom Project: The City Council approved the purchase of Video Conferencing Equipment from CDW-G, Inc., in an amount not to exceed \$75,000.00 in support of the Regional Fire Smart Classroom Project.

CC-5 Award of Contract to PyroSpectaculars in the Amount of \$20,500.00 for the 2013 Fourth of July Fireworks Show: The City Council approved a contract with PyroSpectaculars in the amount of \$20,500.00 for the 2013 Fourth of July Fireworks Show.

PUBLIC INPUT:

1. Pam Fitzpatrick, Old Town Merchants
2. Jimmy O'Balles, Monrovia Latino Heritage Society
3. Larry Spicer, Monrovia
4. Gayle Montgomery, Monrovia
5. Cathy Teegarden, Monrovia
6. Jim Teegarden, Monrovia
7. Joan Sullivan, Monrovia
8. Cyrus Kemp, Monrovia

PUBLIC HEARINGS / MEETINGS: None

REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**RCC-1 Mayor Lutz:**

- (a) Recent Monrovia Duarte Youth Summit
- (b) Update on Gold Line construction
- (c) Filling of vacancy created by Councilmember Shaw's resignation; Mayor Lutz asked if any members of the City Council wanted to agendaize an item to discuss further the options regarding filling the vacancy, to which no one responded.

RCC-2 Mayor Pro Tem Garcia

- (a) Attendance at upcoming League of California Cities and City Selection Committee Meeting

RCC-3 Councilmember Adams had no report.

RCC-4 Councilmember Shevlin:

- (a) Upcoming events and activities in the community
- (b) Recent memorial service for Jeff Lambert, Adult Services Librarian

ADMINISTRATIVE REPORTS:

AR-1 Operation Safe Neighborhoods Anti-Gang Injunction Annual Report

Jim Hunt, Police Chief, reviewed the Agenda Report.

Following discussion, **it was moved by Councilmember Shevlin, seconded by Councilmember Adams, to receive and file the report.** The motion carried unanimously.

AR-2 Stormwater Program Regulatory Update

Heather Maloney, Senior Management Analyst, reviewed the Agenda Report.

Discussion ensued regarding concerns that Los Angeles County is considering a parcel tax before knowing what the costs will be, whether to file a protest for City-owned parcels and send a letter to the Board of Supervisors, or wait to see what action the Board of Supervisors would take at their upcoming meeting.

It was moved by Councilmember Adams, seconded by Councilmember Shevlin, to direct Staff to file a written protest for City owned parcels. The motion failed on the following vote: **AYES:** Councilmember Adams and Shevlin. **NOES:** Mayor Pro Tem Garcia; Mayor Lutz.

It was moved by Councilmember Adams, seconded by Councilmember Shevlin, to direct Staff to prepare a Notice of Intent and Memorandum of Agreement to pursue the development of an Enhanced Watershed Management Plan and monitoring program with the cities of Arcadia, Azusa, Bradbury, Duarte, Sierra Madre and the local portions of unincorporated Los Angeles County. The motion carried unanimously on the following vote: **AYES:** Councilmember Adams and Shevlin; Mayor Pro Tem Garcia; Mayor Lutz. **NOES:** None.

AR-3 Family Festival Productions, Inc., Request for Waiver of Franchise Fees

Councilmember Adams stated that due to a longtime personal relationship and prior business relationship with the franchisee, he would abstain from voting on the item and exited council chambers.

Mayor Lutz clarified with City Attorney Steele that this matter related to specific business as a contractor with the City, not regarding the festival, and that the location of the Mayor's business did not create a legal conflict of interest.

City Manager Lile reviewed the Agenda Report and Alexis Newell, Management Analyst I, provided an overview of results from a survey of other cities with festivals.

Public Input

1. Pam Fitzpatrick, Old Town Merchant Co-op

Extensive discussion ensued, including the mission of the Fright Night Festival versus fiscal impacts to the City, value of institutional knowledge of current operator, opportunity to re-evaluate at the end of the term, implementation of oversight committee as stated in the current franchise agreement, in-kind services for street cleaning and extending clean-up responsibilities beyond the footprint of the festival to include public parking lots in Old Town, and verification of calculations for value of in-kind services provided in lieu of franchise fee payments.

It was moved by Councilmember Shevlin, seconded by Mayor Pro Tem Garcia, to direct Staff to work the Family Festival Productions, Inc., to calculate verifiable costs to serve as a credit against past due and future franchise fees through the end of the Agreement. City Attorney Steele recommended negotiating a letter agreement putting off default of the Franchise Agreement and authorizing the City Manager to execute the documents; if needed, a more detailed amendment could be brought back for City Council consideration. **Councilmember Shevlin accepted the friendly amendment.** The motion carried unanimously.

Councilmember Adams returned to Council Chambers.

AR-4 Report to City Council Regarding Write-in Candidates

City Clerk Alice Atkins provided an update on process of the upcoming municipal election, with focus on write-in candidates and Vote by Mail ballots.

Public Input

1. Charlotte Schamadan, Monrovia

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

CONVENE: Chairman Mary Ann Lutz convened the Monrovia Housing Authority Meeting without adjourning the City Council Meeting.

MHA ROLL CALL: In attendance were Boardmembers Tom Adams, Becky A. Shevlin, Vice-Chairman Joe Garcia, and Chairman Mary Ann Lutz.

MHA CONSENT CALENDAR: It was moved by Councilmember Adams, seconded by Mayor Pro Tem Garcia, to approve the Consent Calendar. The motion carried unanimously. The Consent Calendar consisted of the following items:

MHA CC-1 Transfer of Housing Functions and Assets, Resolution No. H2013-01: The Authority Board adopted Resolution No. H2013-01.

MHA PUBLIC HEARINGS/MEETINGS: None

MHA ADMINISTRATIVE REPORTS: None

MHA ADJOURNMENT: Mayor Lutz adjourned the meeting of the Monrovia Housing Authority and reconvened the City Council Meeting.

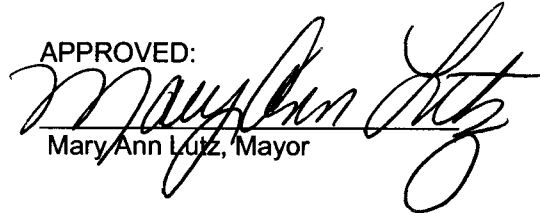
PUBLIC INPUT, CONTINUED, IF NEEDED: None

ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: None

SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, March 19, 2013, 7:30 p.m., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

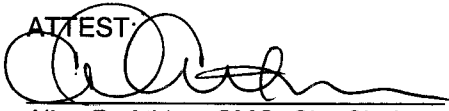
ADJOURNMENT: Mayor Lutz adjourned the meeting at 10:36 p.m.

APPROVED:



Mary Ann Lutz, Mayor

ATTEST



Alice D. Atkins, CMC, City Clerk