

# MONROVIA CITY COUNCIL AGENDA

City Council Chambers  
415 South Ivy Avenue, Monrovia, California 91016



**Mary Ann Lutz**  
Mayor

**Tom Adams**  
Mayor Pro Tem

**Joe Garcia**  
Councilmember

**Clarence R. Shaw**  
Councilmember

**Becky A. Shevlin**  
Councilmember

**Stephen R. Baker**  
City Treasurer

**Alice D. Atkins**  
City Clerk

**Scott Ochoa**  
City Manager

**Craig A. Steele**  
City Attorney

## Welcome to the Monrovia City Council Meeting Tuesday, June 15, 2010, 7:30 P.M.

Thank you for participating in tonight's meeting. The City Council encourages public participation, and invites you to share your views on City business.

**MEETINGS:** Regular Meetings of the City Council are held on the first and third Tuesday of each month at 7:30 P.M. in City Council Chambers. A full City Council agenda packet with all backup information is available at City Hall, the Monrovia Library, and on the City's website at [www.cityofmonrovia.org](http://www.cityofmonrovia.org). Copies of individual Agenda Reports are available via email upon request ([aatkins@ci.monrovia.ca.us](mailto:aatkins@ci.monrovia.ca.us)). Documents distributed to a majority of the City Council after the posting of this agenda will be available for review at the Office of the City Clerk, 415 South Ivy Avenue, Monrovia, California, and on the City's website. Community Media of the Foothills (KGEM) shows both live broadcasts and replays of City Council Meetings on cable television and over the Internet at [www.kgem.tv](http://www.kgem.tv). Your attendance at this public meeting may result in the recording and broadcast of your image and/or voice as previously described.

**CITIZEN PARTICIPATION:** Your participation is welcomed and invited at all City Council meetings. Time is reserved at each regular meeting for those in the audience who wish to address the Council. The City requests that persons addressing the City Council refrain from making personal, slanderous, profane or disruptive remarks.

**TO ADDRESS THE CITY COUNCIL,** where possible, please submit a *Speaker's Information Form* to the City Clerk prior to your comments, or simply come to the podium when the Mayor asks for those who wish to speak, and state your name for the record. Please provide the City Clerk with a copy of any written materials used in your address to the Council as well as a copy of any printed materials you wish the City Clerk to distribute to the City Council.

**MATTERS NOT ON THE AGENDA** should be presented within a three to five minute time frame during the time designated as "PUBLIC INPUT." Speakers will be heard on a first come, first served basis during the 45-minute period of *Public Input*. Additional speakers will be accommodated during *Public Input, Continued*, following public City Business. **By State law, the City Council may not discuss or vote on items not on the agenda.**

**MATTERS ON THE AGENDA:** If you wish to address the City Council on a matter on the agenda, please indicate the Agenda Item Numbers(s) on the *Speaker's Information Form*. Your name will be called at the appropriate time and you may proceed with your presentation within the five (5) minute time frame.

**PUBLIC HEARINGS AND APPEALS** are items scheduled for which public input is either required or desired. The applicant shall be allowed a ten (10) minute time frame to present project testimony and a five (5) minute time frame to respond following further public testimony. Appellants will be afforded the same opportunities. Other members of the public who wish to speak have a five (5) minute time frame with no rebuttal time.

**ROUTINE MATTERS** can usually be handled more quickly by taking it up directly with the City Department (see last page) providing the particular service involved.

**AGENDA ITEMS:** The Agenda contains the regular order of business of the City Council. Items on the Agenda have generally been reviewed and investigated by the City Staff in advance of the meeting so that the City Council can be fully informed about a matter before making its decision.

**CONSENT CALENDAR:** Items listed on the Consent Calendar are considered to be routine by the City Council and will be acted upon by one motion. There will be no separate discussion on these items unless a Councilmember or citizen so requests. In this event, the item will be removed from the Consent Calendar and considered at the time designated for *Items Pulled From Consent Calendar*. If you would like an item on the Consent Calendar discussed, simply tell the City Clerk or a member of the City Council.



In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call the City Clerk's Office at 932-5505. Please notify the City Clerk's Office at least seventy-two hours prior to the meeting so that reasonable arrangements can be made to ensure accessibility. Council Chambers is equipped with audio equipment for the hearing impaired, and is wheelchair accessible.



**SPECIAL MEETING**  
of the  
**MONROVIA CITY COUNCIL**  
City Council Chambers  
415 South Ivy Avenue  
Tuesday, June 15, 2010  
7:00 P.M.

**CLOSED SESSION**

CS-1 Real Property Negotiations Pursuant to Government Code §54956.8; Negotiating parties: City Manager, and City Attorney; Under Negotiation: Price and Terms of Payment for the Following Properties:

- (1) Real property owned by the Monrovia Redevelopment Agency, located at 475 E. Duarte Road, and Identified as Assessor's Parcel Number 8513-012-910
- (2) Real property owned by the Monrovia Redevelopment Agency, located at 1616 S. California Avenue, and Identified as Assessor's Parcel Number 8513-012-911 and 8513-012-912
- (3) Real property owned by the Monrovia Redevelopment Agency, located at 1620 S. California Avenue and 1625 South Primrose Avenue, and Identified as Assessor's Parcel Number 8513-012-909
- (4) Real property owned by the Monrovia Redevelopment Agency, located at 1714 S. California Avenue, and Identified as Assessor's Parcel Number 8513-012-908

**REGULAR MEETING**  
of the  
**MONROVIA CITY COUNCIL**  
City Council Chambers  
7:30 P.M.

Copies of the Staff Reports or other written documentation relating to each proposed item of business presented for consideration by the City Council on the Agenda are on file in the Office of the City Clerk.

To comply with recent court decisions, the City of Monrovia has advised persons giving the invocation not to recite sectarian references or prayers.

**CONVENE**

Mayor Mary Ann Lutz

**IN HONOR OF**

Phoenix Liam Ware-Ramirez born February 20, 2010, to Georgina Ware-Ramirez and Kevin Ramirez

**INVOCATION**

Pastor Dorothy Scott

**PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Tom Adams

**ROLL CALL**

Councilmembers Joe Garcia, Clarence R. Shaw, Becky A. Shevlin, Mayor Pro Tem Tom Adams, and Mayor Mary Ann Lutz

**PRESENTATIONS/PROCLAMATIONS**- None

**STUDENT GOVERNMENT REPRESENTATIVE REPORT**

To Resume in September

**ORDER OF BUSINESS**

**CONSENT CALENDAR**

All items on the Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion on these items unless a Councilmember or citizen so requests, in which case the item will be removed from the Consent Calendar and considered in its normal sequence. If you would like an item on the Consent Calendar discussed, simply tell the City Clerk or a member of the City Council.

- CC-1 Unadopted Minutes of the June 1, 2010, Regular Meeting of the Monrovia City Council  
**Recommendation:** Adopt the Minutes of the June 1, 2010, Regular Meeting.
- CC-2 Payroll No. 12 in the Amount of \$518,568.81 and Voucher Nos. 165359 through 165574 in the Amount of \$1,353,309.19  
**Recommendation:** Approve Payroll No. 12 in the amount of \$518,568.81 and Voucher Nos. 165359 through 165574 in the amount of \$1,353,309.19
- CC-3 Reciprocal Agreement between the Franchise Tax Board and the City of Monrovia to Exchange Tax Data Specific to City Business License Information for Tax Administration Purposes, Agreement No. C1000058  
**Recommendation:** Authorize the City Manager to execute Reciprocal Agreement No. C1000058 between the Franchise Tax Board and the City of Monrovia.
- CC-4 2010-11 Gann Appropriations Limit, Resolution No. 2010-27  
**Recommendation:** Adopt Resolution No. 2010-27.
- CC-5 Amendment No. 1 to the Agreement with Southland Transit, Inc., in the Amount of \$1,035,370.08 for the Operation of Monrovia Transit Dial-a-Ride and the Old Town Trolley for the Period from July 1, 2010 to June 30, 2011  
**Recommendation:** Approve Amendment No. 1 to the Southland Transit, Inc., agreement for operation of Monrovia Transit Dial-a-Ride and the Old Town Trolley.
- CC-6 Agreement with Foothill Transit for the Provision of Administrative Services for the Period from July 1, 2010 to June 30, 2015 in the Amount of \$11,368.00 for the First Year  
**Recommendation:** Approve the agreement with Foothill Transit for provision of Administrative Services from July 1, 2010, to June 30, 2010, in the amount of \$11,368.00 for the First year.
- CC-7 Agreement with Los Angeles County for the Provision of General Public Paratransit Service to County Residents for the Period from July 1, 2010 to June 30, 2012  
**Recommendation:** Approve the agreement with Los Angeles County for the general public Dial-a-Ride transportation service to County residents for the period from July 1, 2010 to June 30, 2012.
- CC-8 Increase Rate Offset for the Discount Bus Pass Program  
**Recommendation:** Approve the increased subsidy for Foothill Transit bus passes.
- CC-9 Award of Contract for Publication of Legal Advertisements to Beacon Media, Inc, for the Period Ending June 30, 2011  
**Recommendation:** Award a contract to Beacon Media, Inc, for the Period Ending June 30, 2011.
- CC-10 One-Year Extension of Legislative Advocacy Agreement with David Turch & Associates, Inc., for the period July 1, 2010 Through June 30, 2011, in the Amount of \$48,000.00  
**Recommendation:** Approve an one-year extension of the Legislative Advocacy Agreement with David Turch & Associates, Inc., in the Amount of \$48,000.00.
- CC-11 Third Amendment to the Agreement for Code Enforcement Legal Services between the City of Monrovia and Dapeer, Rosenblit & Litvak, LLP; Steven Rosenblit, City Prosecutor.  
**Recommendation:** Approve the third amendment to the Agreement with Dapeer, Rosenblit & Litvak, LLP, and authorize the City Manager to execute the necessary documents.
- CC-12 Primrose Avenue Street Slurry Seal, Project No. C-3044; Acceptance of Work, Approval of Change Order, Notice of Completion and Release of Retention in the amount of \$15,999.96 to Copp Contracting, Inc. for a total contract amount of \$159,999.63  
**Recommendation:** Accept the work as completed, approve the change order, direct the City Clerk to file the Notice of Completion, and authorize the release of retention in the amount of \$15,999.63 to Copp Contract, Inc., for the Primrose Avenue Street Slurry Seal, Project No. C-3044.
- CC-13 Amendment of Franchise Agreement with Family Festival Productions, Inc.  
**Recommendation:** Approve the amendment with Family Festival Productions, Inc.

**PUBLIC INPUT**

Thank you for participating in tonight's meeting. The City Council encourages public participation, and invites you to share your views on City business. The City requests that persons addressing the City Council refrain from making personal, slanderous, profane or disruptive remarks.

At this time citizens who wish to speak on any City business item not on the Agenda should approach the podium during this 45-minute period on a first come, first served basis. By State law, the City Council may not discuss or vote on items not on the Agenda.

Those not accommodated during this 45-minute period have an opportunity to speak under PUBLIC INPUT, CONTINUED following public City business.

Please state your name for the record.

**PUBLIC HEARINGS/MEETINGS**

PH-1 General Plan Amendment GPA2010-03, Resolution No. 2010-19; and Zone Changes ZC2010-03 and ZC2010-04, Introduction and First Reading of Ordinance No. 2010-07; Changing the General Plan and Zoning Designations on Two City-owned Parcels from Residential Foothill (RF) to Hillside Wilderness Preserve (HWP); City of Monrovia, applicant  
**Recommendation:** Adopt Resolution No. 2010-19; and introduce, waive further reading, and read by title only Ordinance No. 2010-07.

PH-2 General Plan Amendment GPA2010-02, Resolution No. 2010-18; and Zone Change ZC2010-02, Introduction and First Reading of Ordinance No. 2010-06; Changing the General Plan and Zoning Designations at 1116 to 1128 South Magnolia Avenue and 239 West Cypress Avenue from Retail Commercial Corridor (RCC) to Residential Medium Density (RM3500); Bowden Development, Applicant  
**Recommendation:** Adopt Resolution No. 2010-18; and Introduce, waive further reading, and read by title only Ordinance No. 2010-06.

PH-3 Tentative Tract Map No. 71330, Conditional Use Permit CUP2010-09, and Variance V2010-03 to Construct a 7 Unit Planned Unit Development at 1116 and 1122 South Magnolia Avenue and 239 West Cypress Avenue; Bowden Development, Applicant  
**Recommendation:** Approve Tentative Tract Map No. 71330, Conditional Use Permit CUP2010-09, and Variance V2010-03.

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

**MRA CONVENE**

Chairman Mary Ann Lutz

**MRA ROLL CALL**

Boardmembers Joe Garcia, Clarence R. Shaw, Becky A. Shevlin, Vice-Chairman Tom Adams, Chairman Mary Ann Lutz

**MRA CONSENT CALENDAR**

MRA CC-1 Unadopted Minutes of the June 1, 2010, Regular Meeting of the Monrovia Redevelopment Agency  
**Recommendation:** Adopt the Minutes of the June 1, 2010 Regular Meeting.

**MRA PUBLIC HEARINGS/MEETINGS-** None

**MRA ADMINISTRATIVE REPORTS**

MRA AR-1 Adoption of 2010-11 Fiscal Year Budget, Resolution No. 2-2010  
**Recommendation:** Adopt Resolution No. 2-2010.

**MRA ADJOURNMENT**

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

**MFA CONVENE**

President Mary Ann Lutz

**MFA ROLL CALL**

Commissioners Joe Garcia, Clarence R. Shaw, Becky A. Shevlin, Vice-President Tom Adams, President Mary Ann Lutz

**MFA CONSENT CALENDAR**

MFA CC-1 Adoption of Fiscal Year 2010-11 Budget, Resolution No. A2010-01  
**Recommendation:** Adopt Resolution No. A2010-01.

**MFA PUBLIC HEARINGS/MEETINGS-** None

**MFA ADMINISTRATIVE REPORTS** - None

**MFA ADJOURNMENT****RECONVENE MONROVIA CITY COUNCIL MEETING****REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES**

- RCC-1 Mayor Mary Ann Lutz  
 (a) Appointment of Community Service, Historic Preservation, and Planning Commissioners, Library and Monrovia Old Town Advisory Board Boardmembers  
 (b) Fourth of July Events Update
- RCC-2 Mayor Pro Tem Tom Adams
- RCC-3 Councilmember Joe Garcia
- RCC-4 Councilmember Clarence R. Shaw
- RCC-5 Councilmember Becky A. Shevlin

**ADMINISTRATIVE REPORTS**

- AR-1 Amendment to Title 2 (Administration and Personnel) and Title 8 (Health and Safety) of the Monrovia Municipal Code Establishing a Shopping Cart Containment and Retrieval Program; Introduction and First Reading of Ordinance No. 2010-11; and Amendment to the Administrative Fine Schedule to include Shopping Cart Containment and Retrieval Violations, Resolution No. 2010-20  
**Recommendation:** Introduce, waive further reading, and read by title only Ordinance No. 2010-11; and adopt Resolution No. 2010-20.
- AR-2 Introduction of Measures Designed to Reduce Human vs. Wildlife Conflicts  
**Recommendation:** Direct Staff to draft a proposed ordinance to increase penalties for intentional feeding of wildlife; direct Staff enhance education to the public on wildlife issues; and encourage use of bear-resistant containers and curb-side unlock service.
- AR-3 Athens Annual Performance Review  
**Recommendation:** Receive and file the Athens Annual Performance Review.
- AR-4 Athens Service Rate Adjustments for the Collection of Residential Solid Waste, Pursuant to the Exclusive Residential Solid Waste Franchise Agreement, Resolution No. 2010-22; and First Amendment to the Exclusive Residential Solid Waste Franchise Agreement Adding a Bear Resistant Barrel Unlock Rate  
**Recommendation:** Adopt Resolution No. 2010-22 and approve the First Amendment to the Exclusive Residential Solid Waste Franchise Agreement with Athens Services.
- AR-5 Adoption of 2010-11 Fiscal Year Budget, Resolution No. 2010-28, and 2010-11 Fees and Charges, Resolution No. 2010-29; and Amendment to Personnel Rules and Regulations to Provide for Compensation and Supplemental Benefits Effective Fiscal Year 2010-11 for General Employees, Appendix "B," Resolution No. 2010-30, for Mid-Management Employees, Appendix "H," Resolution No. 2010-31, and for Management Employees, Appendix "C," Resolution No. 2010-32  
**Recommendation:** Adopt Resolution Nos. 2010-28 through 2010-32.

**SCHEDULED MEETINGS**

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, July 6, 2010, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

**PUBLIC INPUT, CONTINUED, IF NEEDED**

At this time citizens who wish to discuss City business items not on the Agenda and who were not accommodated during the 45-minute time period allotted under PUBLIC INPUT above may request to speak before the City Council during this period on a first come, first served basis

**ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED**

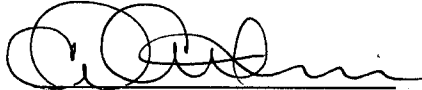
At this time items pulled from the Consent Calendar above, if any, will be considered.

**ADJOURNMENT**

**IN MEMORY OF**

Mary Sue Gahagan, Mother of City Hall Employee Nancy Boyle

I hereby certify, under penalty of perjury under the laws of the State of California that the foregoing Agenda was posted at the front entrance of City Hall not less than 72 hours prior to the meeting. Dated this 10<sup>th</sup> day of June, 2010.



Alice D. Atkins CMC, City Clerk