

MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY AUGUST 8 2000 7 30 P M

CONVENE Mayor Robert T Bartlett convened the Regular Meeting of the Monrovia City Council of Tuesday August 8 2000 at 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California

INVOCATION City Clerk Linda B Proctor led the innovation

PLEDGE OF ALLEGIANCE Mayor Pro Tem Adams led the Pledge of Allegiance

ROLL CALL In attendance were Councilmembers Lara L Blakely Mayor Pro Tem Tom Adams and Mayor Robert T Bartlett Councilmembers Joe Garcia and Rob Hammond were excused

REPORT OF CLOSED SESSION There was no Closed Session on July 25 2000

STUDENT GOVERNMENT LIAISON REPORT The Student Liaison for the School Year 2000-01 will begin on September 12 2000

PRESENTATIONS None

PROCLAMATIONS None

A CONSENT CALENDAR It was moved by Mayor Pro Tem Adams seconded by Councilmember Blakely, to approve the Consent Calendar consisting of Agenda Items *B, *F-1 *I-5 and *K with the exception of Item B (Minutes) which were pulled by Mayor Bartlett as he had not been in attendance at that meeting

ROLL CALL Ayes Councilmembers Blakely Mayor Pro Tem Adams Mayor Bartlett
Excused Councilmembers Garcia Hammond
Motion carried 3-0

B MINUTES It was moved by Mayor Pro Tem Adams seconded by Councilmember Blakely to approve the Minutes of July 25 2000

ROLL CALL Ayes Councilmembers Blakely Mayor Pro Tem Adams
Abstain Mayor Bartlett
Motion carried 2-0

C ORAL COMMUNICATIONS

1 Bill Beebe 120 Grand Avenue President of Monrovia Day Association explained that the 2001 Monrovia Days Celebration was now being planned He invited all who wished to become involved to do so Many many volunteers are needed for all facets of the event and especially for those who can put on a parade Volunteers may write the Monrovia Day Association at P O Box 344 91017 or call voice mail at 309-3214 to leave a message

2 Steve Miller 696 West Foothill Boulevard thanked those who had worked for and supported the Measures to preserve the hillside He requested that a separate Wilderness Preservation Commission be established rather than to expand the Community Services Commission Mayor Bartlett noted that a Wilderness Preservation Committee would be established this evening and that the Community Services Commission was proposed to be expanded from seven to nine members

3 Cyrus Kemp Bradoaks recounted errors on the City's Internet pages and suggested that students at Mt Sierra College be contacted for assistance He also reported that the sidewalk seating at some of the restaurants was not convenient to passerbys Mayor Bartlett noted that the matter would be forwarded to the Vision 2005 Committee for review and that contacting Mt Sierra College was an excellent idea

4 Susan Motander 635 Norumbega reported that the merchant sponsored Christmas Parade was scheduled for Thursday December 7 2000 7 00 P M The theme is Dream the Future Make it Happen

D PUBLIC HEARINGS

1 Confirmation of Los Angeles County 1999-2000 Weed Abatement Charges

City Clerk Linda Proctor reviewed the Staff Report

Each year the Los Angeles County Department of Agricultural Commissioner/Director of Weights and Measures identifies properties around town that contains excessive weeds brush or rubbish and constitute a public nuisance or health and safety concern On February 22 2000 a Protest Hearing was held No property owner protested

As County personnel has cleared the identified lots it is appropriate to confirm the charges that will ultimately be placed on the owners property tax bills All affected property owners have been notified that the County is requesting confirmation of its final cost report at the August 8 2000 City Council meeting A copy of the declaration list has been posted as per legal requirements A total of ninety-six properties were cleared at cost of \$6 159 35

Staff recommended that the City Council confirm the report of the Los Angeles County's 1999-2000 weed abatement charges for abating weeds trash and other debris

Public Hearing Opened and Closed Mayor Bartlett opened and closed the Public Hearing as there was no one who wished to speak for or against the matter

At the request of the City Council Ms Proctor will determine why addresses were not included in the charge list which listed just parcel numbers

It was moved by Councilmember Blakely seconded by Mayor Pro Tem Adams to confirm the report of the Los Angeles County 1999-2000 weed clearance charges

ROLL CALL Ayes Councilmembers Blakely Mayor Pro Tem Adams Mayor Bartlett
Excused Councilmembers Garcia Hammond
Motion carried 3-0

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

CONVENE Chairman Robert T Bartlett convened the Regular Meeting of August 8 2000 of the Monrovia Redevelopment Agency Board of Directors at 7 54 P M without adjourning the City Council Meeting

ROLL CALL In attendance were Boardmembers Blakely Vice-Chairman Adams and Chairman Bartlett Boardmembers Garcia and Hammond were excused

A CONSENT CALENDAR It was moved by Vice-Chairman Adams, seconded by Boardmember Blakely, to approve the Consent Calendar consisting of Agenda Item *B

ROLL CALL **Ayes** Boardmembers Blakely Vice-Chairman Adams
Abstain Chairman Bartlett
Excused Boardmembers Garcia and Hammond
Motion carried 2-0

***B MINUTES** The Minutes of the Regular Meeting of July 25 2000 were approved by order of the Consent Calendar

MRA REPORTS

1 Public Hearing Disposition and Development Agreement (DDA) with The Hale Corporation to Assist in the Development of a Housing Project of Eleven (11) Units to be Located at the Northeast Corner of Primrose Avenue and Colorado Boulevard

Glenn Cox Redevelopment Division Manager reviewed the Staff Report

Mr Cox noted that this was a Public Hearing of the Monrovia Redevelopment Agency to consider approval of a Disposition and Development Agreement with The Hale Corporation for the development of an 11-unit two-story housing complex. The units will be rental seven (formerly five were proposed) will be reserved for moderate income tenants and will carry an affordability covenant for 15 years. Each unit will be two stories with the top floor serving exclusively as a dwelling unit on one unit and live only on the most westerly unit. To better fit into the character of the Old Town the ground floor area will be available at the option of the tenant for more non-traditional use such as a studio or retail shops. Mr Cox presented a power point presentation of like projects in other cities as well as the proposed project.

The Hale Corporation will receive approximately 21 000 square feet of the existing 88 000 square foot lot located at Primrose Avenue and Colorado Boulevard. In addition to providing affordability restrictions to the units Hale will commit to improving the balance of the lot with new parking and will improve existing City Lot Nos 9 and 10. All of the improvements will be consistent with those recently completed at City Lot Nos 2 4 and 5. After providing the necessary parking for the project a net increase of 71 spaces which will be available for public use will result.

Public Hearing Opened Chairman Bartlett opened the Public Hearing

In favor

1 Dick Hale The Hale Corporation 513 S Myrtle Avenue

In response to a question by Nick Peters 845 Wildrose City Manager Hopper stated that an "artist" was a creative type such as an artist writer computer technician architect singer and the like and that it was a question that the Planning Commission will tackle.

Opposed None

Public Hearing Closed Chairman Bartlett closed the Public Hearing as there was no one else who wished to speak for or against the matter.

It was moved by Vice-Chairman Adams seconded by Boardmember Blakely, to approve the Resolution No 13-2000 with the noted change of five to seven units regarding the Disposition and Development Agreement (DDA) by and between the Redevelopment Agency and The Hale Corporation.

ROLL CALL

**Ayes Boardmembers Blakely Vice-Chairman Adams
Excused Boardmembers Garcia and Hammond
Motion carried 3-0**

MRA ADJOURNMENT Chairman Bartlett adjourned the Monrovia Redevelopment Agency Meeting at 8 13 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E BIDS None

F COMMUNICATIONS AND PETITIONS

***1 Receive and File ABC License (Type 41 On-Sale Beer and Wine License) for Thyme & Place Cafe Located at 222 East Huntington Drive Suite 110**

This matter was approved by order of the Consent Calendar

Notice has been received from the ABC that an application has been received from Sandra Frazier Thyme & Place Cafe located at 222 E Huntington Dr Suite 110 requesting the issuance of a Type 41 (On-Sale Beer and Wine License)

The Police Department conducted a background investigation on the owner On the basis of the investigation on the applicants the Department finds no reason to recommend any other action on this application Staff recommended that the City Council receive and file this notice

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Bartlett

(a) Appointment of Wilderness Steering Committee Resolution No 2000-79

Mayor Bartlett explained that the Steering Committee would serve as an ad hoc committee and report its findings directly to the City Council The role of the Steering Committee is to develop an open space acquisition plan The open space acquisition plan will serve to protect important natural resources and may also provide passive recreation opportunities for the community The steering Committee will recommend with respect to land acquisition and the Community Services Commission will recommend with respect to land uses The Committee shall consist of nine members He further stated that the composition of the Committee would be as follows

Two City Councilmembers – to be selected by the City Council at a later date
One Community Services Commissioner – Eric Abe
One Planning Commissioner – Glen Owens
One Member of the Monrovia Mountain Conservancy – President/Director
One Member of the Foothills Wildlife Conservancy – President/Director
Two Co-Chairpersons – Cleve and Gloria Crudgington
One Member-At-Large – to be announced

It was moved by Mayor Bartlett seconded by Councilmember Blakely to adopt Resolution No 2000-79 establishing a Wilderness Steering Committee and its composition

ROLL CALL

**Ayes Councilmembers Blakely Mayor Pro Tem Adams and Mayor Bartlett
Excused Councilmembers Garcia Hammond
Motion carried 3-0**

(b) MRA Pass-Through Agreement—Monrovia Unified School District and Citrus Community College was rescheduled to September 12 2000

2 Mayor Pro Tem Adams

(a) He thanked the Firefighters who were in Gold Hills this past weekend meeting with residents to celebrate the record number of people who cleared brush from their properties to avoid brush fires He thanked all the hillside residents for their cooperation

(b) He announced that the Irwindale Speedway had the first annual Mayor's Cup Race for local mayors last Saturday evening at which Mayor Bartlett was in attendance Unfortunately Mayor Bartlett did not win

3 Councilmember Blakely had no report at this time

4 Councilmember Garcia was excused

5 Councilmember Hammond was excused

I ADMINISTRATIVE REPORTS

1 Report on Super Summit II - Investing in Monrovia Youth A Summit for Success

Police Chief Joe Santoro reviewed the Staff Report

On Thursday May 25 2000 Super Summit II was held at Monrovia Canyon Park Conference Center and was sponsored by the City and Monrovia Unified School District There were 86 participants who represented education government students clergy law enforcement and community groups who shared their views and knowledge on safety issues and made the following strategic recommendations on programs to improve youth safety

- 1 Provide After-School Activities
- 2 Increase Job Opportunities for Youth
- 3 Make Information Readily Available on Services and Economic Assistance
- 4 Expand Mentoring Counseling and Peer Counseling Programs
- 5 Provide Transportation to and from School and After-School Activities
- 6 Improve Communication Coordination and Partnership Efforts

Attendees broke into nine groups Students gave the reports from each group at the conclusion of the discussion Forty-one recommendations were consolidated into like groups of six categories (as listed above) Additional details of the recommendations are found in the Staff Report

Staff recommended that discussions take place between the City Council and the School District to appoint a committee of stakeholders to research and develop strategies for implementation of the recommendations

Staff further recommended continuing any formal action on the report until a joint meeting can be scheduled between the City Council and School District to discuss the report and come to agreement on future action necessary to address the recommendations

Dr Ellen Lavin one of the attendees 340 N Highland Place Counselor and Vice Principal of the Alternative Programs for MUSD Mountain Park and Canyon Oak spoke regarding the summit Olga Javier spoke in support of the church who helped her brother announcing that the church needed a building The church has helped many young people who are in need The church is working with

jang members to provide them a second opportunity. City Manager Hopper stated that it could be that someone watching the City Council meeting this evening would respond to Ms. Javier's request for a building. He suggested that she call the Ministerial Association for assistance.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to continue action on the report until a joint session is scheduled between the City Council and School Board.

ROLL CALL
Ayes: Councilmembers Blakely, Mayor Pro Tem Adams, Mayor Bartlett
Excused: Councilmembers Garcia, Hammond
Motion carried 3-0

2 Change Two Way Stop to a Four Way Stop by Installation of Stop Signs on Primrose Avenue at Olive Avenue Resolution No. 2000-80

Don Barker, Consultant Traffic Engineer, reviewed the Staff Report.

At several Traffic Safety Committee meetings, the intersection of Primrose Avenue and Olive Avenue has been discussed. In order to improve sight distance at this intersection, the Committee has decided and implemented the following:

- eased red curb on Primrose Avenue
- advised property owners to the northeast of the intersection to remove landscaping that was encroaching into the public right-of-way, and
- installed warning signs "Cross Traffic Does Not Stop" for east and westbound traffic.

Additional controls at this intersection have been requested due to an increase in accidents since the previous controls were implemented. The intersection does not meet the State of California Traffic Manual criteria for installation of a four-way stop. The Traffic Safety Committee has determined that installation of a four-way stop would be warranted based on existing traffic and because the previously implemented controls have not improved the number of accidents at the intersection.

The Traffic Safety Committee recommends that the City Council adopt Resolution No. 2000-80 for the installation of four-way stop signs on Primrose Avenue at Olive Avenue to change the intersection from a two-way stop to a four-way stop intersection.

It was moved by Councilmember Blakely, seconded by Mayor Pro Tem Adams, to adopt Resolution No. 2000-80 approving the installation of four-way stop signs on Primrose Avenue at Olive Avenue to change the intersection from a two-way stop to a four-way stop intersection.

ROLL CALL
Ayes: Councilmembers Blakely, Mayor Pro Tem Adams, Mayor Bartlett
Excused: Councilmembers Garcia, Hammond
Motion carried 3-0

3 Award of 90-Day Exclusive Agreement to Negotiate with Bloomin Iris Productions for the Development, Promotion and Staging of a Jazz Festival in Monrovia

City Manager Don Hopper reviewed the Staff Report.

For some time, the City has explored the possibility of establishing a musical/cultural community event that capitalizes on the success of the Concerts in the Park series. Like the Concerts series, however,

these types of events are expensive and can be difficult to produce. Indeed the Concert series is made possible only with the generous donations of local businesses and patrons. Additionally the Staff supports for a festival-type of event is considerable.

Recently Bloomin Iris Productions founded by Monrovia Business Association President Marjone Irvin has submitted a proposal to stage a jazz festival in Recreation Park. Her business team includes the promoter of the highly successful Newport Jazz Festival. The proposal features a number of community-friendly amenities such as funding partnership with the MUSD's music programs. Additionally the proposal highlights the practical viewpoint that especially in this first year the number of festival participants should mirror that of the City's peak summer Concerts. Thus crowds, noise and other potential nuisance issues can be dealt on a relatively small scale.

Bloomin Iris Productions has presented the City with opportunity to be a named sponsor of the event (i.e. The Monrovia Jazz Festival). The terms of the sponsorship have yet to be worked out. The proposed 90-day Exclusive Agreement to Negotiate provides the vehicle for these discussions to take place while securing for Bloomin Iris some degree of certainty that the City generally supports the concept.

Just as important the Agreement (although not a binding commitment) also provides a degree of certainty that will allow Bloomin Iris to begin lining up top-notch performers for the Festival. Staff will keep the Council apprised of the requirements of any sponsorship and will obtain the Council's concurrence before entering into a binding agreement with Bloomin Iris.

Staff recommended approval of the 90-day Exclusive Agreement to Negotiate.

Mayor Bartlett noted that the City had met with many promoters in the past to present a Jazz Festival in Monrovia but that the City could not follow through due to the large amount of money needed up front. He stated that this Jazz Festival would be an ongoing, lasting cultural event with the name of Monrovia in the spotlight.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to adopt Resolution No. 2000-48 approving the 90-day Exclusive Agreement to Negotiate with Bloomin' Iris Productions.

ROLL CALL

Ayes: Councilmembers Blakely, Mayor Pro Tem Adams, Mayor Bartlett

Excused: Councilmembers Garcia, Hammond

Motion carried 3-0

4 Oral Report by City Attorney Michael G. Colantuono: Filing of Amicus Curiae Brief in the Case of Tocher vs. Santa Ana

City Attorney Michael G. Colantuono presented an oral report regarding the filing of Amicus Curiae Brief in the Case of Tocher vs. Santa Ana.

The City and County of San Francisco is seeking cities to join its amicus to the Ninth Circuit supporting Santa Ana's petition for rehearing and suggestion for rehearing en banc of the 9th Circuit's recent decision holding that state and local regulation of tow truck operators is generally preempted. The amicus was filed on August 4, 2000. There is no time to seek League Legal Advocacy recommendation but the Legal Advocacy Committee is recommending amicus participation in a similar case, Holt vs. City of San Jose. There is no cost in joining this amicus.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to direct the City Attorney to author and file the Amicus Curiae Brief on behalf of the Appellant City of Santa Ana.

ROLL CALL

**Ayes Councilmembers Blakely Mayor Pro Tem Adams Mayor
Bartlett
Excused Councilmembers Garcia Hammond
Motion carried 3-0**

***5 Set for Public Hearing on September 12, 2000 Notice of Intention for Vacation of Alley
Between Maple Avenue and Huntington Drive and Myrtle and Primrose Avenues Relating to the
Millennium Project Resolution No 2000-59**

This matter was approved by order of the Consent Calendar

The purpose of this report is to adopt Resolution No 2000-59 which will set this matter for Public Hearing for Tuesday September 12 2000 to receive public input

Staff recommended adoption of Resolution No 2000-59 setting the Public Hearing for September 12 2000

J RESOLUTIONS & ORDINANCES

**1 Amendment of Chapter 12 36 of the Monrovia Municipal Relating to Storm Water and
Urban Runoff Pollution Control to Provide Storm Water Pollution Control For Planning and
Construction of New Development and Redevelopment Projects Urgency Ordinance No 2000-
18U and Introduction and First Reading of Ordinance No 2000-18**

City Attorney Michael Colantuono reviewed the Staff Report

The Standard Urban Storm Water Mitigation Plan ("SUSMP") was developed by the Regional Water Quality Control Board ("RWQCB") as part of the municipal storm water program to address storm water pollution from new development and "redevelopment" by the private sector The SUSMP ordinance applies to discretionary projects for the construction and operation of certain new development and redevelopment This requirement is intended to ensure compliance with the storm water mitigation measures prescribed in the current version of the SUSMP (adopted by the RWQCB)

The SUSMP contains a list of minimum required Best Management Practices ("BMPs) that must be used for a designated discretionary project such as Single-Family Hillside Residences 100 000 Square Foot Commercial Developments Automotive Repair Shops Retail Gasoline Outlets Restaurants Greater than 9 unit home subdivisions Projects located within or discharging directly to an Environmentally Sensitive Area and Parking lots 5 000 square feet or more or with 25 or more parking spaces and potentially exposed to storm water runoff

Neither the ordinance nor the SUSMP itself dictate the specific BMPs that the City may allow applicants to implement to comply with the SUSMP requirements Rather the City and the applicants each have the freedom to choose which BMPs they believe would be most effective and cost-efficient on a case-by-case basis

The Permittees are required to adopt the requirements set forth in the SUSMP through their own ordinances or resolutions Ordinances must be promulgated by September 8 2000 to give legal effect to the SUSMP requirements no later than October 8 2000 Because of the City Council's meeting schedule in August an urgency ordinance is presented so that the SUSMP ordinance will be in place by October 8 2000

Monrovia is one of several cities challenging the RWQCB s ability to adopt the SUSMP requirements Notwithstanding the ordinance is presented for the City Council s review and discussion and the City Attorney will present three options in light of the City s challenge of the RWQCB s actions

- (1) Take no action
- (2) Adopt Ordinance No 2000-18U and introduce for first reading Ordinance No 2000-18 or
- (3) Introduce for first reading Ordinance No 2000-18

After discussion resulting in Council s decision to consider the adoption of the Urgency Ordinance at the September 12 2000 City Council Meeting it was moved by Mayor Pro Tem Adams seconded by Councilmember Blakely to introduce and read by title only Ordinance No 2000-18 As there were no objections City Attorney Colantuono read as follows

AN ORDINANCE OF THE CITY OF MONROVIA AMENDING THE STORM WATER AND URBAN RUNOFF POLLUTION CONTROL ORDINANCE TO PROVIDE STORM WATER POLLUTION CONTROL FOR PLANNING AND CONSTRUCTION OF NEW DEVELOPMENT AND REDEVELOPMENT PROJECTS AND AMENDING THE MONROVIA MUNICIPAL CODE

***K PAYROLL AND VOUCHERS** Payroll No 16 in the net amount of \$393 790 05 and Voucher Numbers 88256 through 88517 nonsequentially in the amount of \$690 139 05 were approved by order of the Consent Calendar

L SCHEDULED MEETINGS The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday September 12 2000 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California

Mayor Bartlett announced that the August 22 2000 City Council Meeting was cancelled to allow for vacations


M CLOSED SESSION There was no Closed Session

N ADJOURNMENT It was moved by Councilmember Blakely to adjourn Mayor Bartlett adjourned the Meeting at 9 23 P M in memory of Dr Yvonne Palmer retired employee Cleo Cordova and employee Fely del Rosario s mother Consorcia Guanio

APPROVED


Robert T Bartlett Mayor

ATTEST


Linda B Proctor CMC/AEE City Clerk

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