

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, AUGUST 7, 2007, 7:30 P.M.**

CONVENE: Mayor Pro Tem Dan Kirby convened the Regular Meeting of the Monrovia City Council of Tuesday, August 7, 2007, at 7:35 P.M. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, in honor of Taylor Michael Mellinger, born June 30, 2007, to parents Cory and Faith Mellinger, (which was preceded by a Closed Session, 6:00 P.M., City Manager's Conference Room, to conference with Legal Counsel, Government Code §54956.9(a); Workers Compensation Claim, Steve Koshmerl, Case No 05-38352, and conference with Labor Negotiator Pursuant to Government Code §54957.6; Agency Negotiator: Theresa St. Peter; Group Employees. All Groups) Staff in attendance was City Manager Scott Ochoa, City Attorney Craig A. Steele and City Clerk Linda B. Proctor.

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

INVOCATION: Pastor Phil Reed led the invocation.

PLEDGE OF ALLEGIANCE: Councilmember Mary Ann Lutz led the Flag Salute

REPORT OF CLOSED SESSION

RCS-1 Conference with Legal Counsel, Pursuant to Government Code §54956.9(a); Workers Compensation Claim, Steve Koshmerl, Case No. 05-38352: City Attorney Steele reported that no reportable action was taken

RCS-2 Conference with Labor Negotiator, Pursuant to Government Code §54957.6; Agency Negotiator: Theresa St. Peter; Group Employees: All Groups: City Attorney Steele reported that no reportable action was taken and that instructions were given to Staff

The following item was taken out of order

PUBLIC HEARINGS/MEETINGS:

PH-2 Open and Continue to September 4, 2007; Amendment to Title 17 (Zoning) of the Monrovia Municipal Code Relating to Permitted Uses in the HC-D (Historic Commercial-Downtown) Zone

The Public Hearing regarding proposed amendment to Title 17 (Zoning) of the Monrovia Municipal Code pertaining to permitted uses in the HC-D (Historic Commercial-Downtown) Zone was opened and continued to the September 4, 2007 City Council Meeting

It was moved by Councilmember Adams, seconded by Councilmember Garcia, to open and continue to the September 4, 2007 Regular City Council Meeting.

ROLL CALL:
Ayes: Councilmembers Adams, Garcia, Lutz, Mayor Pro Tem Kirby
Excused: Mayor Hammond
Motion carried: 4-0

PRESENTATIONS/PROCLAMATIONS:

PR-1 Introduction of Keith Lopez, Newly Hired Building Inspector in the Community Development Department: Alice Griselle, Director of Community Development, introduced Keith Lopez, newly hired Building Inspector.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: To resume in September

Program, Project No. C-2980, constructed 2,855 feet of 8-inch diameter Class 52 ductile iron pipe, installed 1,723 feet of 1" water service lines, and upgraded 4 residential fire hydrants. The replacement of the water mains and water service lines were due to age, leaks and under capacity. The newly constructed pipelines would improve the reliability and the hydraulic of the water system to deliver adequate water supply and fire flow demand. On December 19, 2006 the City Council awarded a contract to Simich Construction Company, Inc. in the amount of \$456,710 00. The total project's cost based on the actual quantities constructed was \$416,118 70, which was \$40,591 30 less than the contracted amount.

CC-8 Legislative Bulletin: This report highlighted and summarized pending State legislation that might be important to Monrovia and provided a brief analysis of the potential impacts to the City. The recommendations made by Staff reflect the City's priorities and programs, as well as the direction taken by the League of California Cities as follows: Support: SB286, AB1053, AB1252, SB586, SB732, SB46. Updates were provided for previously supported AB81, AB57, SB966, SB582, SB1028, AB1010, AB484, and previously opposed SB303, AB712, and SB1020.

CC-9 Purchase of One 12-Lead EKG Cardiac Monitor from Medtronic Emergency Response Products in the Amount of \$15,529 Utilizing Measure B Grant Funds: On July 30, 2006, the Los Angeles County Board of Supervisors adopted a resolution for the use of funds from the Measure B Trauma Property Assessment special tax ballot initiative. In accordance with the resolution, \$4 million in Measure B funds had to be used to reimburse the Los Angeles Area paramedic service provider agencies for the initial purchase of 12-Lead EKG heart monitors and related training. Under the provisions of the grant, Monrovia was approved for the purchase of one additional new Life-Pak 12 monitor at \$15,529 00. Medtronic Emergency Response Products was the vendor with the lowest bid due to the previous three purchases of 12-lead heart monitors and the need to limit the number of battery and charging units given current stock. Phillips Medical submitted a bid of \$20,500 00 as outlined in the Staff Report.

PUBLIC INPUT:

1. Diane Balsamo, Karen Straley, representing the YMCA

PUBLIC HEARINGS/MEETINGS:

PH-1 Adoption of the Los Angeles County Congestion Management Program (CMP) Local Implementation Report, Resolution No. 2007-41

Steve Sizemore, Planning Division Manager, reviewed the Staff Report.

The Congestion Management Program for Los Angeles County was established to meet the requirements of Section 65089 of the California Government Code. It was intended to address regional congestion by linking transportation, land use and air quality decisions. State legislation required the Los Angeles County Metropolitan Transportation Authority to annually monitor and determine that local jurisdictions were in conformance with all applicable requirements of the Congestion Management Program.

The Congestion Management Program was dependent on local government actions and required every city in the county to participate in mitigating vehicular trips. In response to City concerns on the operational aspects of the Congestion Management Program, the Los Angeles County Metropolitan Transportation Authority in 2004 authorized their staff to conduct a nexus study to determine the feasibility of implementing a congestion mitigation fee in lieu of the credit/debit system. In 2005, the Congestion Management Program requirement for reporting transportation improvements was suspended and a freeze was placed on each cities Congestion Management Program credit/debit balance.

Even though work on the nexus study continued, the Congestion Management Program requirement for maintaining a positive credit balance continued to be suspended. As a result, cities did not have to report their transportation improvement strategies for the 2007 cycle. However, cities had to continue to report their new net development activity and self-certify conformance with all elements of the Congestion Management Program, just as in prior years. The credit balance for Monrovia continued to be frozen with a positive balance. Until the Los Angeles County Metropolitan Transportation Authority Board decided to take action to resume this aspect of the program, no new credits or debits would be accrued. The City of

(b) Tonight was National Night Out in our neighborhoods and was celebrated at Library Park. Captain Rick Miglia explained the concept. Mayor Pro Tem Kirby thanked Assemblyman Anthony Portantino for attending the event, and introduced Alfonso "Al" Contreras of the Upper San Gabriel Valley Municipal Water District Board who was in the audience and also attended the event

(c) He announced the 2007 Summer Reading Club Picnic to be held on Thursday, August 9, 2007, 5:30 P M., Library Park.

(d) He reminded the public that there was no meeting on August 21, 2007

(e) He announced that he would be at the New Teachers Breakfast, Second Baptist Church, 8:00 A M , August 22, 2007 to welcome the new teachers to Monrovia.

RCC3 Councilmember Adams reported that:

(a) **Recognition of Monrovia Fire Department for Participation in the OES Region 1, Area C Unified Response Agreement:** He explained the significance of the agreement signed by eleven cities regarding mutual aid in an emergency situation, noting that Dispatch would send any unit who was closest, regardless of where the emergency was located. He called on Fire Chief Chris Donovan to further explain the agreement in detail

RCC4 Councilmember Garcia reported that

(a) He and Councilmember Lutz attended the Installation Dinner for the League of California's Los Angeles County Division where Marsha McLean, Mayor of Santa Clarita, was installed as President and he as Vice President. He would be installed as President next year, possible using one of Monrovia's venues for the event.

RCC5 Councilmember Lutz reported that:

(a) She attended the 100th birthday celebration of the Boy Scouts of America last week, and congratulated all Boy Scouts.

(b) There was much information in the Legislative Bulletin approved under the Consent Calendar regarding infrastructure bonds which had been approved by California voters. At her request, City Manager Ochoa explained the funding amounts of each of the propositions, noting that the City was prepared with all the particulars as directed by the City Council when the time came for allocations to cities after the criteria was worked out by the legislators

REPORTS OF STAFF MEMBERS: There were none.

ADMINISTRATIVE REPORTS:

AR-1 Amendment of Boundaries for the Underground Utility District No. 2004-01, Royal Oaks Drive (Mountain Avenue to Shamrock Avenue) and Mountain Avenue (Royal Oaks Drive to Huntington Drive); Resolution No 2007-44.

Dave Fike, Director of Public Works, reviewed the Staff Report.

Under the Public Utilities Commission's 1968 decision, Tariff Rule 20A, Southern California Edison had to allocate a set amount of funds for local governments within their service area for the conversion of overhead facilities to underground. During the 2007 calendar year, the City's allocation was estimated at \$194,200 00 and would have over \$4 million for conversion projects.

On October 19, 2004, the City Council adopted Resolution No. 2004-64 for the formation of a new Underground Utility District No. 2004-01 within the boundaries of Royal Oaks Drive (Mountain Avenue to Shamrock Avenue) and Mountain Avenue (Royal Oaks Drive to Huntington Drive). With the renovation of the City's Corporate Yard building, it was proposed to increase the Underground District on Mountain Avenue by approximately 700 feet north of Royal Oaks Drive to include the frontage of the City Yard. Increasing the Underground Utility District was estimated at \$300,000 00. Excavation and construction for the utility undergrounding was scheduled to begin in December of 2007.

It was moved by Councilmember Adams, seconded by Councilmember Lutz, to adopt Resolution No. 2007-44.

