

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, FEBRUARY 20, 2007, 7:30 P.M.**

CONVENE: Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, February 20, 2007, at 7:38 P.M. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California. 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, Dan Kirby, Mayor Pro Tem Mary Ann Lutz and Mayor Rob Hammond.

INVOCATION: City Clerk Proctor led the invocation.

PLEDGE OF ALLEGIANCE: Girl Scout Troop 793, Mt. Wilson Vista Girl Scouts Council, led the Flag Salute.

PROCLAMATIONS/PRESENTATIONS: PR-1 Proclaiming the Week of March 11-17, 2007 as "Girl Scouts Make the World a Better Place" Week: Mayor Hammond proclaimed March 11-17, 2007 as "Girl Scouts Make the World a Better Place" Week.

CONSENT CALENDAR: It was moved by Mayor Pro Tem Lutz, seconded by Councilmember Kirby, to approve the Consent Calendar. There were no objections.

The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the February 6, 2007 Regular Meeting

CC-2 Payroll No. 3 in the Amount of \$498,794.20 and Voucher Nos. 141701 through 141983 in the Amount of \$2,223,698.21

CC-3 Renewal and Amendment of Agreement; Fiscal Years July 1, 2007 to June 30, 2012 Weed Abatement Services Agreement with the County of Los Angeles Agricultural Commissioner/Weights and Measures Department: Every five years, it was necessary to renew the City's contract with Los Angeles County Department of Agriculture Commissioner, Weights and Measures Office, for weed abatement services and identification. The Agreement was the same with the exception that a provision on page 2, lines 16 through 20 of the contract has been added as follows: "The County shall perform the work contemplated with resources available within its own organization and no portion of the work shall be subcontracted with the following exceptions: County may subcontract specialized equipment and/or services pursuant to County procurement procedures using a competitive bidding process."

There was no cost to the City to allow the County to continue to provide weed abatement services for Monrovia. This was more an accommodation for Monrovia property owners to insure that they receive adequate notice from the County and to insure that weeds are eventually cleared on vacant parcels. The contract period was for five years, commencing 2007 to 2012.

CC-4 Set for Public Hearing on March 20, 2007; Historic Landmark HL-113/Mills Act Contract MA-107 for the Property Located at 136 North Ivy Avenue by Property Owner Steven Purves: On January 24, 2007, the Historic Preservation Commission held a Public Hearing to review an application for historic landmark designation and approval of a Mills

Act Contract for the property at 136 North Ivy Avenue. At the close of the Public Hearing, the Commission determined that the property met two of the required criteria for designation and recommended approval of the application to the City Council.

CC-5 Application for Grant Funds in the Amount of \$350,000.00 from the California Cultural and Historic Endowment for the Purpose of Funding Repairs to the Monrovia Historical Museum; Resolution No. 2007-08: The California Cultural and Historic Endowment (CCHE) was established in 2002 to examine, preserve and support projects embracing the culture and history of all Californians. CCHE was funded through the California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Act of 2002. There currently was \$43 million available for the competitive grant program. Based on the grant criteria, Staff would apply for \$350,000.00 to replace the Monrovia Historical Museum roof and repair areas that had suffered water damage, reinforce the existing foundation, improve the plumbing and electrical, paint the interior and exterior and improve the kitchen facilities.

CC-6 Denial of Liability Claim; Jolene Frujia vs. City of Monrovia: Ms. Frujia alleged that on November 21, 2006, she tripped on a manhole cover while crossing the street, thus injuring herself. The raised area of the manhole cover was no more than three-quarters of an inch and thus considered to be a trivial defect. Therefore, the City bore no responsibility in this matter.

CC-7 Denial of Liability Claim; Safeco Insurance vs. City of Monrovia: Safeco Insurance presented the claim on behalf of their insured, Brian and Deborah Baird. The claim alleged that on October 17, 2006, an increase in water pressure in the City's sewer line resulted in water damage to their residence. City personnel acted appropriately when flushing fire hydrants in the area of the affected residence. The residence in question did not have a pressure relief valve on their residential pipeline and the temperature-pressure relief valve on the water heater was not vented to the exterior of the structure, both of which would have prevented the release of water into their residence. Therefore, the City bore no responsibility in this matter.

CC-8 Initiation of Proceedings for the Levy and Collection of Assessment and Order the Preparation of the Engineer's Report for 2007-08 Fiscal Year Citywide Lighting and Landscape Maintenance Assessment District; Resolution No. 2007-09: The Citywide Lighting and Landscape Maintenance Assessment District had been in existence since the early 1980's. It provided funding for the maintenance of public street lighting and traffic signals; maintenance of street trees; maintenance of landscaping of street median and parkway areas including Myrtle Avenue, Huntington Drive, Cypress Avenue and Maple Avenue and maintenance of landscaping of parkway areas for the Gold Hills Development area.

CC-9 Initiation of Proceedings for the Levy and Collection of Assessment and Order the Preparation of the Engineer's Report for 2007-08 Fiscal Year Park Maintenance Assessment District; Resolution No. 2007-10

The Park Maintenance District provides funding for the maintenance of Canyon, Library, Recreation, Rotary, Olive Avenue, Julian Fisher, and Grand Avenue Parks.

As authorized by the City property owner/voters when this District was formed in Fiscal Year 1997-98, the proposed assessments for Fiscal Year 2007-2008 can be changed from the assessments of Fiscal Year 2006-2007 by the federally calculated Consumer Price Index cost of Living Adjustment of an estimated increase of 3.3%. For those parcels of land that underwent subdivision or consolidation during the past year there will also be changes in assessments not requiring voter approval.

If the City Council concurs, the appropriate action would be a motion to:

Adopt Resolution No. 2007-10

CC-10 Support for Completion of Improvements to the 605/10 Interchange and Extension of Interstate 10 HOV Lanes Between the 605 and 57 Freeways, Resolution No. 2007-11

The San Gabriel Valley will experience a significant increase in population and jobs that will generate additional vehicle trips impacting the quality of life throughout the Valley. The Interstate 10 and 605 interchange is poorly designed for today's traffic capacity and causes traffic congestion, pollution, economic losses, and negatively impacts residents' quality of life. Further, Interstate 10 includes an HOV lane between the 605 and 57 freeways and needs to be completed between Interstate 605 and Puente Avenue.

As such, Resolution No. 2007-11 declares the City Council's support for funding of the Interstate 10 and 605 interchange improvements and completion of the Interstate 10 HOV lane between Interstate 605 and Puente Avenue.

If the City Council concurs, the appropriate action would be a motion to:

Adopt Resolution No. 2007-11, in support of I-10/605 interchange improvements and completion of the I-10 HOV lane.

CC-11 Amendment to Title 5, Chapter 5.20, of the Monrovia Municipal Code Relating to Automobiles for Hire; Second Reading and Adoption of Ordinance No. 2007-03

This is the second reading and final adoption of Ordinance No. 2007-03 amending Title 5 of the Monrovia Municipal Code, relating to automobiles for hire. Staff continues to recommend approval of this ordinance.

If the City Council concurs, the appropriate action would be a motion to:

1. **Read by title only Ordinance No. 2007-03; and**
2. **Adopt Ordinance No. 2007-03.**

STUDENT LIAISON: Mayor so proud of Y & G day in SAC; MA added this is 3rd year delegation has gone to SAC, amazing process to see them grow from first day of meeting until they are in SAC, very impressive

PUBLIC INPUT:

1. Steve Buckner, Monrovia, property rights issues
2. Diane Balsamo, Monrovia, Chamber of Commerce information
3. Sharon Mullenix, Monrovia, League of Women Voters, supporting upcoming measure
4. Charlotte Schamadan, Monrovia, Chair, Yes on Measure L
5. Clare Chesley and Clarence Shaw, Monrovia Board of Education, read Proclamation in favor of Measure L
6. Karin Crehan, Executive Director, Monrovia Chamber of Commerce, presented a resolution in support of Measure L adopted unanimously on December 20, 2006.
7. Stephen Grollnek, Candidate, Monrovia, thanked and wished all well
8. Walt Shelley, KGEM Board of Directors, announced new call letters of KMAC and KGOV-TV, reviewed programming

- 9 Mario Duron, Candidate, Monrovia, referred all to Beyond the Headlines with Ralph Walker for interviews of all candidates
10. Richard Parris, Monrovia, against Measure L
11. Hal Levin, Monrovia, for Measure L

Both Mayor Hammond and Councilmember took issue with Mr. Parris' comments. City Attorney Steele explained the public process that was in place for those who wished to oppose Measure L in the ballot statement. Mayor Hammond noted that only a vote of the people could remove the hillside tax.

PUBLIC HEARINGS/MEETINGS:

PH-1 Hearing of Protests; Declaration List of Properties Designated by the County of Los Angeles Requiring Weeds or Brush and/or Rubbish Abatement

Fire Chief Chris Donovan reviewed the Staff Report.

On February 6, 2007, the City Council approved a resolution setting a Hearing of Protest for the February 20, 2007, City Council meeting. The Hearing was to give an opportunity for any property owner whose property had been noticed by the County for potential weed abatement a time to be heard and to state reasons as to why the nuisance(s) should not be removed. Owners had the option of removing the nuisance themselves or having the County abate and charge the owners accordingly on their property tax statement. No property owners had contacted the City Clerk to date in protest.

PUBLIC HEARING OPENED AND CLOSED: Mayor Hammond opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

Much discussion ensued regarding a seemingly arbitrary charge of \$29.00 by the County of Los Angeles for inspections of properties. For this reason, both Councilmembers Adams and Kirby stated they would be voting no on the matter. Regarding their inquiries as to what would happen if the abatement order was not approved, it was determined that the owners would not be notified that their properties had been cleared and the charge added to their property taxes at the Public Hearing held for at a later time for approval of the charges. CA the last ph is when this will be approved Direction was given to Staff to convey the Council's disapproval of the \$29.00 fee with the notice of approval of the abatement order when it was sent back to the County..

ROLL CALL:
Ayes: Councilmembers Garcia, Mayor Pro Tem Lutz, Mayor Hammond
Noes: Councilmembers Adams, Kirby
Motion carried: 3-2

CONVENE MONROVIA REDEVELOPMENT AGENCY MEETING WITHOUT ADJOURNING CITY COUNCIL MEETING

MRA CONVENE: Chairman Rob Hammond convened the Regular Meeting of February 20, 2007 of the Monrovia Redevelopment Agency Board of Directors at 8:52 P.M. in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting.

MRA ROLL CALL: Those in attendance were Boardmembers Tom Adams, Joe Garcia, Dan Kirby, Vice-Chairman Mary Ann Lutz, and Chairman Rob Hammond.

MRA CONSENT CALENDAR: It was moved by Boardmember Garcia, seconded by Boardmember Kirby, to adopt the Minutes of February 6, 2007. There were no objections. The Consent Calendar consisted of the following Agenda item:

MRA CC-1: Unadopted Minutes of the February 6, 2007 Regular Meeting

MRA PUBLIC HEARINGS/MEETINGS: There were none.

MRA REPORTS: There were none.

MRA ADJOURNMENT: Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 8:53 P.M. and the City Council Meeting continued.

REPORTS OF CITY COUNCILMEMBERS AND SUBCOMMITTEES:

RCC1 Mayor Hammond reported that:

(a) **Monrovia Streetscape Project:** At his request, Public Works Director David Fike gave a thorough report on the project, including the fact that the orange handicap ramps were for the benefit of safety, and textured materials were for the benefit of the blind to let them know where they were standing.

(b) He reported that he would be going to Washington, D.C., to lobby for legislation to retain local monies in the \$678 million dollar allotment as it represents 50% of local monies for affordable, reliable, and dependable transportation. He would be traveling at the expense of the Foothill Extension.

RCC2 Mayor Pro Tem Lutz reported that:

(a) She urged all to attend the grand re-opening of Monrovia Old Town on March 2, 5:00 P.M., Myrtle and Lime Avenues.

RCC3 Councilmember Tom Adams reported that:

(a) He urged residents to vote in the upcoming election.

RCC4 Councilmember Garcia had no report at this time.

RCC5 Councilmember Kirby reported that:

(a) He attended the Youth in Government in Sacramento and again complimented the students for putting in long hours to successfully fulfilling the terms of their jobs.

(b) He would be in Washington, D.C., representing Foothill Transit (traveling at their expense) to hopefully bring dollars back to Monrovia.

(c) He urged residents to take the time to vote in the upcoming election.

REPORTS OF STAFF MEMBERS: There were none.

ADMINISTRATIVE REPORTS:

AR-1 Amendment No. 1 to EDAW, Inc., Contract for the Update of the Land Use and Circulation Elements and a Program Environmental Report (EIR) for the Station Square Area, Myrtle Avenue Corridor and West Huntington Drive Land Use Plan in the Amount of \$143,145.00

Steve Sizemore, Planning Division Manager, will present the Staff Report.

On March 21, 2006, the City Council awarded a contract to EDAW, Inc., for the preparation of an update of the General Plan Land Use and Circulation Elements and a Program EIR for the Station Square Area, Myrtle Avenue Corridor, and West Huntington Drive Corridor in the

amount of \$363,913.00. As part of the process of refining the land use plans for these planning areas, staff is recommending an amendment to the original EDAW contract to provide for additional traffic impact analysis and community outreach.

Under the current contract, the consultant is preparing a traffic study that provides an assessment of the current circulation system and impacts associated with build-out of the community under the proposed land use plan. While the current scope of work is adequate to provide a full impact analysis of the changes to the land use plan, staff is of the opinion that the level of development that could occur in these planning areas dictates that we look at traffic in a comprehensive and analytical way. On this basis, staff asked the consultant to provide an expanded scope of work that includes the following:

- Provide a review of the station square circulation system and possible improvements to the existing street networks.
- Expand the analysis of street intersections from 12 to 29.
- Expand the analysis of street segments from 30 to 66.
- Prepare a computer traffic simulation of traffic operations on Myrtle Avenue from south Duarte Road to north or Huntington Drive.

In addition, the City is looking to conduct an exhaustive public review process that allows the community ample opportunities for input. To improve the public's understanding of the project, staff has asked the consultant to provide additional graphic material that can be utilized at future open house/town hall meetings, as well as informal group presentations. The new expanded scope of work will include pamphlets, posters, a PowerPoint presentation and a Charette for the Transit Village.

With the inclusion of these two proposals, the overall budget for the project will increase from \$363,913.00 to \$507,058.00. The revised scope of work will not impact the projects ambitious schedule which anticipates the open house/town hall meeting in April and the formal hearings in June and July.

On this basis, staff is recommending to the City Council the approval of the amendment of the EDAW Inc. contract.

If the City Council concurs, the appropriate action would be a motion to:

Approve Amendment No. 1 to EDAW, Inc., contract for the update of the Land Use and Circulation Elements and a Program Environmental Report (EIR) for the Station Square Area, Myrtle Avenue Corridor and West Huntington Drive Land Use Plan in the amount of \$143,145.00.

AR-2 Consideration of a Comprehensive Lobbying Strategy for the Station Square Project

Tito Haes, Deputy City Manager, will review the Staff Report.

At its regular meeting of February 6, 2007, the City Council requested that staff prepare a comprehensive lobbying strategy for the Station Square Project. In November 2006, California voters approved \$42.7 billion in general obligation bonds to fund infrastructure in transportation, education, resources, and housing. Proposition 1B provides \$19.9 billion in transportation funds, Proposition 1C provides \$2.9 billion in funding for a variety of housing programs, Proposition 1D provides \$10.4 billion in education funds, Proposition 1E provides \$4.1 billion in Flood Control funds, and Proposition 84 provides \$5.4 billion in natural resources funds. Monrovia's Station Square Project is a Transit Oriented Development (TOD) and the most likely

source of possible state funding would be in Proposition 1C Housing. As such, staff has focused Monrovia's Station Square lobbying strategy on those funds.

As of February 15, the legislature has yet to begin any work on legislation to develop the criteria for either fund. Staff has provided Gonsalves & Son with detailed information on the Station Square project and directed them to advocate on behalf of the City to ensure any legislation would ensure the Station Square project would meet the criteria. To this end, City Councilmember Joe Garcia has arranged to have Housing & Community Development Secretary Lynn Jacobs tour the Station Square project on March 5th. It is the Council's vision that the best way to secure funds is to work with the legislators as the conditions and criteria are being developed.

Staff will continue to update the City Council on the status of this as the legislative year progresses.

If the City Council concurs, the appropriate action would be:

Receive and file this informational report.

AR- 3. Procurement of Three (3) Paratransit Vehicles from A-Z Bus Sales in the Amount of \$170,040.09

Craig Jimenez, Principal Planner, will present the Staff Report.

As part of the City's vehicle replacement program, Staff is proposing to replace three vehicles from the nine-vehicle fleet. The chassis' on these new vehicles will be equipped for nine (9) passengers, with the option for two wheelchair passengers.

The total cost of the three-paratransit vehicles is \$170,040.09. As a part of the City's agreement with Los Angeles County for the provision of dial-a-ride services to residents in the unincorporated area, south of Monrovia, the County will reimburse the City for 35 percent of the vehicle replacement cost, which equals \$59,514.03. The difference (\$110,526.06) will be paid for with funds from the vehicle replacement fund using Proposition A Local Return Funds. The retired vehicles will be sold at auction, and the monies will be returned to the Proposition A fund, as required by Los Angeles County Metropolitan Transportation Authority (METRO).

Local Return Funds, (Both A and C) have a "shelf life" of three years meaning that funds received by the City must be expended within three years. Monies not spent in that timeframe "lapse" and must be returned to METRO. The expenditure for the vehicle procurement this year will ensure that the City does not have lapsing funds.

Staff recommends that the City Council approve the procurement of the three Dial-A-Ride Vehicles.

If the City Council concurs, the appropriate action would be a motion to:

Approve the procurement of 3 Paratransit Vehicles from A-Z Bus Sales

SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, March 20, 2007, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, at which time the newly elected Mayor and City Councilmembers would be sworn in. Note: the March 6, 2007 City Council Meeting was cancelled.

PUBLIC INPUT, CONTINUED, IF NEEDED: There was no public input.

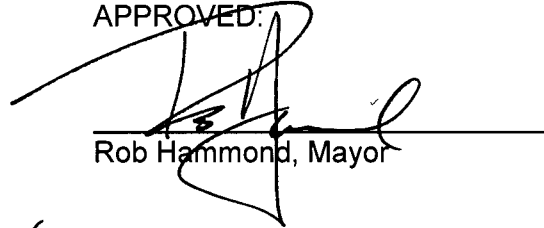
ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: There were no items pulled from the Consent Calendar.

ADJOURNMENT TO CLOSED SESSION: There was no Closed Session.

RECONVENE AND REPORT OF CLOSED SESSION: There was no Closed Session.

ADJOURNMENT: The Meeting was adjourned by Mayor Hammond 9:38 P.M. in memory of Gregory Macias, Monrovia resident.

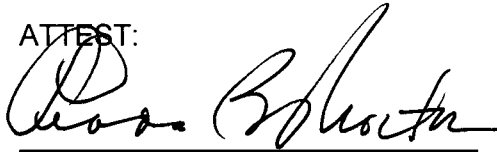
APPROVED:



A handwritten signature in black ink, appearing to be 'Rob Hammond', written over a horizontal line.

Rob Hammond, Mayor

ATTEST:



A handwritten signature in black ink, appearing to be 'Linda B. Proctor', written over a horizontal line.

Linda B. Proctor, MMC, City Clerk