

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY NOVEMBER 13 2001 7 30 P M**

CONVENE Mayor Lara Larramendi Blakely convened the Regular Meeting of the Monrovia City Council of Tuesday November 13 2001 at 7 38 P M in City Council Chambers 415 South Ivy Avenue Monrovia California

INVOCATION City Clerk Linda B Proctor led the Invocation

PLEDGE OF ALLEGIANCE Councilmember Victor Franco led the Pledge of Allegiance

ROLL CALL In attendance were Councilmembers Tom Adams Victor M Franco Joe Garcia Mayor Pro Tem Rob Hammond and Mayor Lara Larramendi Blakely

REPORT OF CLOSED SESSION

1 October 10 2001 Real Property Negotiations Pursuant to Government Code §54956 8 Wilderness Preserve Acquisition Project Properties Sachan (8501-007-003) Leonard (8501-009-002) Miller (8503-003-006 8503-015-005 8501-009-003 8501-009-008) Woodward (8501-010-001 8501-010-002 8501-010-003 8501-010-004) Oldson (8501-011-006 8501-010-007) Kissenger (8501-012-006) Emigh (8501-012-010) Sartwell (8501-012-011) Bank of Ca Trustee Sally Cord (8501-012-012 8501-012-013 8501-012-014) Robinson (8503-001-029 8503-002-008) Butcher (8503-004-021) Pokrajac (8503-004-030) Bowden (8523-020-001 thru 8523-020-021) S Pokrajac (8503-004-025) Agency Negotiators Donald R Hopper and Michael G Colantuono Under Negotiation Price and Terms of Payment Negotiating Parties All Properties listed above and City of Monrovia

City Attorney Michael G Colantuono reported that instructions were given to the Negotiating Team and no reportable action was taken

PRESENTATIONS

1 Presentation of \$10 000 00 from the City of Bradbury City Council Toward the Duarte and Monrovia Anti-Gang Enforcement (DAMAGE) Program

Police Chief Joseph A Santoro accepted a \$10 000 00 check from the City of Bradbury City Council This money was obtained from a COPS grant by the City of Bradbury The money will be used by the Monrovia Police Department to continue funding the DAMAGE (Duarte and Monrovia Anti-Gang Enforcement) task force This task force is a partnership with the Los Angeles County Sheriff's Department to combat gang violence and narcotics activity that impacts both the cities of Monrovia and Duarte

Chief Santoro accepted the check and explained the DAMAGE Task Force

Councilmember Franco requested that the Police Department Snapshot scheduled to be played under G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES G-4(a) be played at this time so that members of Bradbury City Council and its City Manager who were in attendance and the public could see it at this time

Chief Santoro presented a ten-minute video prepared by Stuart Levin Police Department Chaplain depicting the various departments and services of the Police Department

2 Recognition of United States Congressman David Dreier for Ongoing Support of Critical Community Projects

Mark Harmsen District Director for Congressman David Dreier represented Congressman Dreier in accepting accolades for him from the City Council for all his assistance in securing funding for Monrovia on a long line of important local projects

Mr Harmsen stated that Congressman Dreier who was in Washington D C was pleased to be a part of the process for Old Town renovation and of the future Transit Center which he was instrumental in securing \$270 000 00 towards Mayor Blakely thanked him and all of the Congressman s great staff members

3 Recognition of Service for Planning Commissioners Glen Owens and David Hough Historic Preservation Commissioners John Petrovich Timothy Shea and Scott Thomas and Community Services Commissioners Eric Abe and Kirk McDowell

Those Commissioners who were completing their second three year term on the Planning Commission Historic Preservation Commission or Community Services Commission were recognized In addition Community Services Commissioner Kirk McDowell was recognized for his term of service on the Community Services Commission serving since November 1997 from which he resigned in August due to a change in jobs

Councilmember Adams introduced and presented a plaque to Community Services Commissioner Eric Abe noting that Commissioner McDowell could not attend but his wife Sheri and sons Devin and Hunter were in attendance to accept his plaque Councilmember Franco introduced and presented a plaque to the Planning Commissioner Glen Owens and noted that Commissioner David Hough could not attend and Councilmember Garcia introduced and presented a plaque to Historic Preservation Commissioners John Petrovich and Scott Thomas noting that Tim Shea could not be in attendance

4 Recognition of Mary Ann Lutz Recipient of the Business Life Magazine s Women Achievers Award

Mary Ann Lutz a leader of Monrovia s business community and a leading community volunteer has been honored by Business Life Magazine which named her one of their Women of Achievement award winners in the current issue Besides being owner and operator of her own electronic transcription service Lutz and Company Mary Ann serves on the City s Community Services Commission and on the Mayor s Advisory Committee for Old Town is new president of the Monrovia Day Association and is on the Board of Directors of the Chamber of Commerce She is a past president of Community Media of the Foothills and was the 2001 recipient of the Iris Award as Monrovia s Citizen of the Year The magazine honored her for both her business acumen and her outstanding community involvement

Mayor Lara Larramendi Blakely presented Ms Lutz with a plaque and introduced her to the City Council and the community

5 Recognition of the Sponsors of the 2001 Halloween Event Witches and Brooms in the Light of the Moon

On October 31 2001 at Library Park several hundred children enjoyed the Department of Community Services Halloween activities These activities included a carnival and costume contest

This years main sponsors were Samuelson & Fetter Waste Management and Saturn of Monrovia Kerri Zessau Recreation Coordinator recognized the sponsors who were unable to attend Certificates of Appreciation will be mailed to the generous sponsors

PROCLAMATIONS

1 Proclaiming November 15 2001 as "America Recycles Day

Each year Americans generate nearly 230 million tons of municipal solid waste That is more than 4 6 pounds per person per day While the nation has reached an overall recycling rate of nearly 28 percent much more can be done especially in closing the loop and purchasing products made with recycled content

In celebration of America Recycles Day the City will host special activities at the November 16 Friday Night Family Festival A City-sponsored booth will feature recycling-related activities and a drawing to focus attention on the need to recycle as much household and business waste as possible Mayor Blakely proclaimed November 15 2001 as "America Recycles Day" Scott Ochoa Assistant City Manager accepted the Proclamation

STUDENT GOVERNMENT REPRESENTATIVE REPORT Student Government Liaison Matt Binford was unable to attend the Meeting

A CONSENT CALENDAR

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Adams to approve the Consent Calendar consisting of Items *B *E-1 *F-1 *I-3 *J-1 and *K

ROLL CALL Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond Mayor Blakely
Motion carried 5-0

***B MINUTES** The Minutes of the Regular Meeting of October 9 2001 were approved by order of the Consent Calendar

C ORAL COMMUNICATIONS

At the request of Mayor Blakely City Clerk Linda B Proctor read the guidelines for Oral Communications as follows

At this time citizens who wish to speak on any City business item not on the Agenda should first complete and return a "Speaker Information Form" to the City Clerk before this 45-minute period By State law the City Council may not discuss and vote on items not on the Agenda Speakers will be called on a first come first served basis Time allotted for each speaker is a maximum of 3 minutes Please state your name and address for the record Those not accommodated during this period have an additional opportunity to speak under M ORAL COMMUNICATIONS Continued if necessary following public City business The City Attorney will track the minutes remaining in the 45-minute period and advise the Mayor prior to the last speaker speaking Speakers were asked to come to the front of the Chambers to sit and wait their time to speak as the City Clerk called their names three at a time She also explained the new light system for the speakers stating that the green light indicated the speaker had two and a half minutes the yellow light cautioned the speaker that he/she had thirty seconds remaining and the red light indicated that the three minutes were expended She further explained that at the end of three minutes thirty seconds a bell would ring

1 Cyrus Kemp Monrovia opined that freedom of speech for Monrovia was being thwarted

- 2 Elwanda Seelig Monrovia spoke against Planned Parenthood
3 Jan Quintelier Monrovia spoke against Planned Parenthood
4 Brian Spicer Monrovia spoke against Planned Parenthood
5 Tom O'Connell Monrovia spoke in support of the current KGEM Executive Director Lewis and in opposition of Mr Kemp's comments in a recent newspaper regarding Mr Lewis
6 Ron Farrar Monrovia spoke against Planned Parenthood
7 Jennifer Ranger Monrovia thanked the City Council Staff and the people of Monrovia for the opportunity of free speech in Monrovia
8 John O'Neill spoke against Planned Parenthood
9 Sister Mary Karen Joseph Duarte spoke against Planned Parenthood and for Family Festival fundraiser for the church this weekend

At 9 02 P M Councilmember Franco left Council Chambers and returned at 9 05 P M

- 10 Clare Chesley Monrovia spoke against the recent redistricting
11 Mary Ann Lutz Monrovia spoke regarding Monrovia Day Association's Monrovia Days in May and recognized its new officers She reported that Monrovia Days would be a two-day event with a Parade Soapbox Classic Car Show and Country Fair on May 20 and 21 She asked for volunteers They may call 256-3101
12 Rochelle Lillig Monrovia spoke against Planned Parenthood
13 Rosemary Harrahill Monrovia spoke against Planned Parenthood
14 Lisa Zar Monrovia spoke in support of Cyrus Kemp and freedom of speech and against his suspension from KGEM programming
15 Chuck Keen Monrovia thanked City Staff and City Councilmembers who attended the Veterans Day program on Saturday thanked Staff for the Library park flag pole with the American and MIA flags He also spoke against Planned Parenthood and for development of their property by the City

Mayor Blakely asked City Attorney Colantuono to speak regarding KGEM Community Media of the Foothills and Planned Parenthood City Attorney Colantuono stated that KGEM Community Media of the Foothills is a non-profit corporation with whom the City contracts with for services The services they provide are for are to operate facilities that allow folks to shoot their own programs and to air them on the public access channel of the City that is part of our cable services Our contract provides performance standards for them but once we contract with them and provide that money they are free to spend that money and fulfill their responsibilities of that contract as they see fit It is useful for local political bodies to separate themselves if they can from the process of running a public access station to avoid any public perception that messages that go out over the air are messages that are somehow chosen by the leadership of City It is a public access channel and all voices are welcome and they are required to apply a content neutral standard but they do have to protect the legal rights of the folks who are affected by their program So the separation that the City has chosen between running a public access channel and the government itself is a common strategy that local government uses to assure the public that those decisions are being made in a non-partisan non-political election-free way

As to Planned Parenthood he explained that since the early 1970's the City has had the corner of Myrtle Avenue and Huntington Drive in its Redevelopment Plan and people can see that three of the four are developed providing jobs and revenue to the community The biggest obstacle to acquiring that fourth corner was the gas station Shell voluntarily chose to close that gas station and chose not to sell it to a competitor and will tear that building down This means that the property will be available for the City to purchase at a reasonable price The City has started the process of appraising that site and all the sites south of Myrtle Avenue to Cypress Avenue and to the east on Huntington Drive not including the fast food restaurant It is very important that the City follow state regulations regarding purchasing property for redevelopment and it must treat all properties the same As to the comment made by a speaker that the City

may be assisting Planned Parenthood in relocation the City is not obligated to help Planned Parenthood relocate as it is the City's opinion that Planned Parenthood has never operated a business there The City will relocate any businesses that have operated there and to people who live there

Mayor Blakely called a recess from 9 25 P M to 9 43 P M

D PUBLIC MEETINGS/HEARINGS

1 Continued from October 23 2001 Approving and Authorizing the Execution of an Open Video System Franchise Agreement Between the City of Monrovia and Altrio Communications Inc (Altrio) Resolution No 2001-58

April Soash Director of Community Services reviewed the Staff Report

Altrio Communications Inc applied for an open video system franchise on December 8 2000 Altrio plans to provide video services to Monrovia residents in competition with the existing cable television operator under the terms of the proposed franchise agreement The company also plans to offer locally a full range of telephone and Internet access services Negotiations between Altrio and the City have resulted in an agreement that meets the needs identified during a community needs assessment provides a variety of protections to the City and matches the public educational and government (PEG) access requirements of the incumbent cable television operator The ten-year agreement requires Altrio to build and operate an open video system serving residential areas of the city

The Municipal Code requires that the Council conduct a Public Hearing prior to issuance of a franchise California Government Code Section 53066.3 requires that franchise authorities conduct a public hearing to identify the impacts of new competitive cable television franchises In staff's review of the various types of impacts set forth in the Government Code no unreasonable adverse impacts were identified The Government Code further requires that the same area be served and that the PEG access obligations of new franchisees match those of the existing cable television operator The proposed Altrio franchise meets both of these requirements

In regard to questions posed in writing by Dorothy Kelty it was determined that operating expenses paid for by Adelphia could not be required by Altrio due to the 1984 Cable Act regarding PEG in place after Monrovia began using cable and cannot by law be negotiated into the contract with Altrio Further the \$24 000 00 received now from Adelphia is for the City of Sierra Madre from an agreement by that City with Adelphia for studio access

Brenda Trainor Altrio Vice President of Public Policy explained that discounts for low income subscribers will be determined the same as they are for their current telephone discounts

Ms Soash explained that a regular review of the Altrio's progress in building its system would be done by setting up a schedule with the City's Public Works Engineer Community Services Department and Altrio's construction staff as well as Ms Trainor to find out what the progress has been and what area of the town they will be working in There will be a requirement of door hangers notifying residents when they will be working in the area all of their vehicles and staff will be identified by Altrio with picture id cards She explained that Altrio and Adelphia would be on the same channels for Channel 3 16 and 17—a shared broadcast She stated that Altrio must adhere to the rules of today not the rules prior to 1984 She stated that Altrio will be able to serve all but five homes which will require a 50/50 split for the lines pulled to their homes in the hillside with its regular equipment in the same area that Adelphia requires a 50/50 split with the 20 to 25 homes in that area

Councilmembers confirmed with Staff that the elevations were consistent expressed concern about the rock to be used for siding and the amount of lighting recommended by Staff Councilmember Garcia requested that the rock siding matter be referred to the Monrovia Old House Preservation Group for its recommendation and Councilmember Adams requested that it be referred back to the Development Review Committee for its recommendation to the applicant regarding the rock siding after input from the Monrovia Old House Preservation Group After discussion of the lighting there were no further recommendations or changes to Staff's recommendation

Public Hearing opened Mayor Blakely opened the Public Hearing

Those speaking for the matter were

1 Applicant Leon SanBlas 626 S Magnolia Avenue spoke in favor of the project

Public Hearing Closed Mayor Blakely closed the Public Hearing as there was no one else who wished to speak for or against the matter

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Garcia to approve Tentative Tract Map No 53548 and CUP2001-22 subject to the recommendations in the Staff Report and that it go back to the Development Review Committee with respect to the rock siding

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond Mayor Blakely
Motion carried 5-0**

3 Extension of an Interim Ordinance Imposing Temporary Regulations on the Approval of Single Family Development (new single Family Homes and Additions on Infill Hillside Lots in Specified Zones (Excluding Specific Plan Areas) in the City of Monrovia Pursuant to Section 65858 of the California Government Code Introduction and Adoption of Urgency Ordinance No 2001-20

Robert Kastenbaum Director of Community Development reviewed the Staff Report

The City Council at its meeting of Oct 9 2001 approved a temporary moratorium on the approval of development of single family dwellings and additions requiring a 5 foot cut or fill unless a conditional use permit is approved

Pursuant to the Government Code the interim ordinance shall be of no further force when the extension is put into place by Interim Ordinance No 2001-20 and the City Council shall issue a written report describing the measures taken to alleviate the condition which led to the adoption of the ordinance The City Council may extend the interim ordinance for a maximum of 22 months and 15 days

OPTIONS

As the Planning Commission currently reviews the best approach to address the more difficult hillside infill lots staff is providing the City Council with several options The options are as follows

OPTION 1 – TERMINATE URGENCY ORDINANCE

This option terminates the urgency ordinance (no extension) but still allows the Planning Commission to proceed to review this matter and report back to the City Council if a code amendment is warranted

OPTION 2- EXTEND INTERIM URGENCY ORDINANCE REQUIRING A MAJOR CONDITIONAL USE PERMIT FOR SINGLE FAMILY HOMES AND ADDITIONS

This option extends the urgency ordinance as adopted by the City Council on Oct 9 2001 The urgency ordinance would allow development to continue if a conditional use permit approval is obtained from the Planning Commission

Specifically the urgency ordinance would require a conditional use permit for all new single family homes located on vacant hillside lots and additions north of Hillcrest Blvd (excluding lots in specific plan areas) that require a cut or fill of five (5) feet or greater or a retaining wall of more than six (6) feet in order to develop the lot This approach would allow the processing of new applications to continue with the requirement of a conditional use permit and a public hearing before the Planning Commission

OPTION 3 – EXTEND URGENCY ORDINANCE BUT REQUIRE A MINOR CONDITIONAL USE PERMIT FOR SINGLE FAMILY HOMES AND ADDITIONS

This alternative extends the urgency ordinance to allow the Planning Commission time to review this issue but provides a modified process in the form of a Minor Conditional Use Permit This option still provides a public hearing and notification of property owners however the Development Review Committee serves as the review body The public hearing noticing is the same for a Minor Conditional Use Permit as a Major Conditional Use Permit Consequently all property owners within 300 ft (RL & RE zones) and 500 ft (RF zones) are notified of a proposed project along with publication of the notice in the newspaper The Development Review Committee meets weekly the application filing fee is less costly than a Major Conditional Permit and the meeting time is 2 00 P M Any decision of the Development Review Committee can be appealed to the Planning Commission

Staff gave the following options

OPTION 1 TERMINATE URGENCY ORDINANCE
Terminate Urgency Ordinance No 2001-19

OPTION 2 EXTEND URGENCY ORDINANCE MAJOR C U P REQUIREMENT
Introduce and read by Title only Urgency Ordinance No 2001- 20

OPTION 3 EXTEND URGENCY ORDINANCE – MINOR C U P REQUIREMENT
Introduce and read by Title only Urgency Ordinance No 2001- 20

Mr Kastenbaum stated that there were no other pending applications at this time but he had talked to three property owners/developers regarding this matter

Fees for appeals were discussed in depth After discussion regarding Option 2 with a Planning Commission review during the evening rather than DRC during the daytime and a reduction in the fee of the appeal to \$125 00 for a single family home with a five foot cut or a retaining wall more than six feet to develop the lot in place only during this moratorium City Attorney Colantuono urged the City Council to extend the moratorium to at least six months as 120 days may not be enough time for the process He stated that the moratorium could not be extended again

Public Hearing opened Mayor Blakely opened the Public Hearing
Those speaking regarding the matter were

- 1 Gloria Crudgington Monrovia supported Option 2 requiring a major CUP
- 2 Rick Norman Monrovia supported Option 2 with a major CUP and the altering of the appeal fees

Public Hearing Closed Mayor Blakely closed the Public Hearing as there was no one else who wished to speak for or against the matter

It was moved by Councilmember Adams seconded by Mayor Pro Tem Hammond to read by title only and adopt Option 2 Urgency Ord No 2001-20U with clarification that this is for any grading of 5 feet or greater north of Hillcrest whether or not a building is put in the graded area and that the CUP would be in addition to the grading only for the items for single-family homes that are typically reviewed by the DRC and that on a temporary basis for this urgency ordinance only that the fees be reduced temporarily to \$125 00 and this extension be for 120 days

In answer to Mayor Pro Tem Hammond's question Mr Kastenbaum stated that this fee would be subsidized by the City as it would not cover the costs

City Attorney reviewed the changes in the proposed urgency ordinance necessitated by the motion

Public Hearing Reopened Mayor Blakely reopened the Public Hearing

1 Barbara Foster Monrovia clarified that the ordinance pertained to geology conditions which would be reviewed if grading were involved

Public Hearing Closed Mayor Blakely closed the Public Hearing as there was no one else who wished to speak for or against the matter

ROLL CALL

Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond Mayor Blakely
Motion carried 5-0

Mayor Blakely called a recess from 11 26 P M to 11 33 P M

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

CONVENE Chairman Lara Larramendi Blakely convened the Regular Meeting of November 13 2001 of the Monrovia Redevelopment Agency Board of Directors at 11 34 P M in City Council Chambers without adjourning the City Council Meeting

ROLL CALL Those in attendance were Boardmembers Tom Adams Joe Garcia Victor M Franco Vice-Chairman Rob Hammond and Chairman Lara Larramendi Blakely

A CONSENT CALENDAR *B

Boardmember Adams requested that *MRA-3 be removed from the Consent Calendar for discussion

It was moved by Boardmember Garcia seconded by Vice-Chairman Hammond to approve the Consent Calendar consisting of Item *B

ROLL CALL

Ayes Boardmembers Adams Franco Garcia Vice-Chairman Hammond and Chairman Blakely
Motion carried 5-0

***B MINUTES** The Minutes of the Regular Meeting of October 9 2001 were approved by order of the Consent Calendar

MRA REPORTS

This item was taken out of order

3 Renewal of Down Payment Assistance and Scattered Seconds Program Loan Administration Agreements with Dennis Black

Boardmember Adams stated that although these were great programs and benefited a lot of families over the years he did not have a conflict of interest in this matter but it had been claimed to in the past that he did have one to prevent anyone from falsely claiming that he did profit from these programs it would be best for him to abstain from voting on this matter

Redevelopment Division Manager Glenn Cox reviewed the Staff Report

The Monrovia Redevelopment Agency Down Payment Assistance and Scattered Seconds Programs provide financial assistance to low and moderate-income homebuyers for the purchase of an existing single-family home Scattered Seconds provides up to \$25 000 00 to make up the difference between the mortgage amount for which a buyer can qualify and the cost of a home The Down Payment Assistance Program provides up to \$12 000 00 for working families that have sufficient income to make a monthly mortgage payment but have not saved an amount to make a down payment

Since the inception of these programs the Agency has contracted with an outside party to accept and review applications For the past two years Mr Denny Black of Frontier West Financial has served as Loan Administrator for the Down Payment Assistance and Scattered Seconds programs Due to the success of this arrangement staff is recommending that the Agency Board renew its agreement with Mr Black for an additional two-year period

In answer to Chairman Blakely's question Redevelopment Division Manager Cox stated that those real estate companies listed in the local telephone book would be targeted

It was moved by Vice-Chairman Hammond seconded by Boardmember Franco to approve a two-year agreement with Mr Dennis Black to administer the Scattered Seconds and Down Payment Assistance Programs

ROLL CALL

**Ayes Boardmembers Franco Garcia Vice-Chairman
Hammond and Chairman Blakely
Abstain Boardmember Adams
Motion carried 4-0**

1 Student Home Construction Program 101 Project No 3 Partnership Between the Monrovia Redevelopment Agency and the Monrovia Unified School District to Construct One Single Family Home Resolution No 10-2001

Glenn Cox Redevelopment Division Manager reviewed the Staff Report This report indicated on the Agenda as MRA-1 was presented together with MRA-2

In 1998 the Monrovia Redevelopment Agency and Monrovia Unified School District began a partnership to develop workforce housing and teach construction skills to high school and adult students The Program (Housing 101) operates to construct a single-family home with the Redevelopment Agency acting as the developer and the School District providing student labor Through this joint effort the Agency and School District are nearing completion of the second home Due to the success of this program in accomplishing redevelopment and educational objectives staff is seeking approval execute an Educational Services Agreement with the Monrovia Unified School District for a third home at 415 Royal Oaks Drive

Staff has reached an agreement subject to approval by the Agency Board to acquire the property at 415 Royal Oaks Drive for \$100 000 00 Staff estimates that the total cost to construct the proposed single-family home at \$70 000 00 The cost of this development would be financed by the proceeds derived from the sale of the second home which will be ready for sale in January 2002

Mr Cox thanked project supervisor Don Mariconda Linda Dempsey Kathy Brandes and Pam Woodberry who was in attendance

In responses to Vice-Chairman Hammond's question Mr Cox responded that the elevations would fit on all sides and is wood siding all around

Mr Cox then reviewed the following item

2 Acquisition of Real Property Located at 415 Royal Oaks Drive from Angelina R Sanchez and Irene Pinedo in the Amount of \$100 000 00

City Attorney at the request of Boardmember Adams explained the difference between a conflict of interest and a non-conflict of interest stating that if Mr Adams or his company were going to make \$250 00 in the next year by participating in this matter or folks involved in the transaction over the last 12 months would benefit he would be in conflict The matter would be for him to judge Boardmember Adams responded that he would not be making money on selling the home for the program as he has done in the past and would not be in conflict and would in fact be expending several thousands of dollars in the process

Pursuant to Agenda Item MRA-1 Staff has recommended that the Agency Board approve an "Educational Services Agreement" with the Monrovia School District to construct a single-family home at 415 Royal Oaks Drive A major obligation of the Agency under the Agreement is to provide a vacant site for the development To meet this obligation staff has reached an agreement with the owner to purchase the property at 415 Royal Oaks Drive for \$100 000 00 Relocation costs are not typically included in the cost of the project

The subject property is currently improved with a 556 square foot dwelling After reviewing the physical condition of the property it was determined that the dwelling does not warrant rehabilitation and that the site could be cleared and used as the third Housing 101 site

Boardmember Franco asked for clarification on the workforce of the project Monrovia Unified School District Program Coordinator Pam Woodberry reported that the program is only open to junior and seniors at the High School and five are now participating with adult school students Crucial core subjects for graduation requirements which are scheduled in the afternoon interfere with the program as the program is the last two periods of school in addition to two hours after school Summer is always made up of a student workforce

It was moved by Boardmember Garcia seconded by Boardmember Franco to adopt Resolution No 10-2001 approve the purchase of 415 Royal Oaks Drive and authorize the Executive Director to execute the required documentation

ROLL CALL

**Ayes Boardmembers Adams Franco Garcia Hammond
Vice-Chairman Hammond and Chairman Blakely
Motion carried 5-0**

3 Renewal of Down Payment Assistance and Scattered Seconds Program Loan Administration Agreements with Dennis Black

This matter was taken prior to MRA-1 (see above)

ADJOURN Chairman Blakely adjourned the Monrovia Redevelopment Agency Meeting at 12 02 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E BIDS

***1 Purchase of One (1) ¾ Ton Pick-up Truck for Public Works Department and Two (2) ½ Ton Midsize Pick-Up Trucks for Community Development Department from Chevrolet of El Monte in the Amount of \$61 896 64 and One (1) ½ Ton Pick-Up Truck for Public Works Department and Two (2) Sedans for Police Department from Don Kott Ford in the Total Amount of \$79 073 98**

This matter was approved by order of the Consent Calendar

The two (2) ½-ton midsize pickup trucks are assigned to the Community Development Departments Code Enforcement Division one (1) ½-ton and one (1) ¾-ton pickup is assigned to the Public Works and two (2) sedans for the Police Department The existing vehicles are 10 to 12 years old and require replacement

Bids were solicited from the following dealers

Sopp Truck Center	Sierra Autocars	Camino Real Chevrolet
Chevrolet of El Monte	George Chevrolet	Golden State Ford
Don Kott Ford	Downey Ford	Pasadena Ford
Wondries Fleet Division		

Staff recommended awarding a purchase order to Chevrolet of El Monte (3333 Santa Anita Avenue El Monte CA 91734) in the amount of \$61 896 64 for one (1) ¾-ton pick up truck and two (2) ½-ton midsize pickup trucks awarding a purchase order to Don Kott Ford (21212 South Avalon Boulevard Carson CA 90745) in the amount of \$79 073 98 for one (1) ½-ton pickup truck and two (2) sedans and reject all other bids

F COMMUNICATIONS AND PETITIONS

***1 Denial of Liability Claim Ted and Chris Stimpfel vs City of Monrovia**

This matter was approved by order of the Consent Calendar

Mr Stimpfel claims that on April 10 2001 while driving northbound on Peck Road he was stopped and illegally detained by Monrovia Police personnel As such he claims the City violated his Federal Constitutional rights falsely imprisoned him discriminated against him and maliciously inflicted emotional distress

On April 10 2001 the Monrovia and Arcadia Police Departments conducted a joint checkpoint to ensure motorists had a valid driver's license and that car seats and seat belts were being utilized appropriately The checkpoint was conducted in accordance with all applicable laws and court decisions related to checkpoints Therefore the City bears no responsibility in this matter

Claimant sought \$50 000 00 in damages Staff recommended that Council deny this claim

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Blakely reported that

(a) Status Report of Washington D C Lobbying

The \$490 000 00 was approved and on the way to the President s desk and we are still in the hunt for \$270 000 00 for the compressed natural gas facility for the Transit Village She testified at the California Public Utilities Commission on November 5 2001 regarding the Blue Line and some of the delays going on in Phase I and explained progress to date

(b) The Canyon Park celebration last Saturday for 90 years of Volunteers showed that way back then the City Council had a concern for the environment and surroundings The ceremonies were very beautiful including the very moving ceremony by the Gabrieleno Indians She has asked Parks Division Manager Dan Iwata to provide a tape of the event to show at a later date

2 Mayor Pro Tem Hammond reported that

(a) He wished all a Happy Thanksgiving

(b) He thanked all who participated—over 200 volunteers for attending Monrovia Reads Day on November 8 2001

(c) He thanked the VFW Post 2070 and Chuck Keen for the Library Park Veterans Day Program and applauded the Monrovia High School Band for its great participation noting that it was a great asset to the community

Councilmember Adams reported that

(a) The City had a new fire engine lime green on permanent loan from the State of California Emergency Services to be used for brush fires The state will also back fill with overtime

(b) Request to the City Attorney to Write an Amicus Brief Supporting the City of Santa Clara s Suit Against the Redistricting Lines drawn for the California Legislature

He stated that the City of Santa Clara is suing the state for the redistricting lines drawn by the legislature and requested that the City Council approve the joining of the lawsuit

It was moved by Councilmember Adams seconded by Councilmember Garcia to direct the City Attorney to file an amicus brief supporting the City of Santa Clara as it pertains to Assembly redistricting lines

City Manager Hopper stated that he had asked the City Attorney to research the matter and report to Council due to the peculiarities of the matter City Attorney Colantuono explained that there were four suits pending in federal court There were three in state court suits and Monrovia would have had to file suit on its own within 30 days In the Santa Clara case voting rights were in question The Supreme Court has put these matters on a very fast track He suggested that if a brief were filed it should be done in a week although 30 days was the timeline He stated that his office could file an amicus brief for Monrovia at a cost of approximately \$5000 00 There was the chance however that the Supreme Court could make a decision tomorrow After much discussion Mayor Blakely read the Declaration of the Assembly s Chief Consultant s testifying in the Stockton case regarding the redistricting and how it was done Further discussion ensued regarding the disregard for the representation of Monrovia by the legislature by splitting Monrovia in half and that the fact that the City of Monrovia should make an issue of it

ROLL CALL

Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond Mayor Blakely
Motion carried 5-0

4 Councilmember Franco reported that

- (a) Snapshot of Monrovia Police Department This item was moved following Presentation No 1 above
- (b) The Community Expo at Ranch Market was held on November 3 2001 It was his opinion that residents and/or shoppers were not as comfortable talking to us as we would have liked He was pleased to see all departments represented and it showed the residents that the City was friendly and accessible He was pleased that Spanish-speaking Staff was available in almost all departments and that it was a great sunny day

5 Councilmember Garcia reported that

- (a) He thanked all that attended the celebration of 90 years of Volunteering at Canyon Park last Saturday including the different agencies and people that participated
- (b) With the aftermath of the 9/11 disasters he wanted to put into perspective that locally we are having a rough time raising funds for our own agencies particularly the Unity Center as well as the need for more volunteers There will be a couple of events upcoming that needed to be supported both in funds and in volunteerism He urged those who could to contact the Unity Center
- (c) He extended a warm and gracious hope to all in our community to give thanks for all that we have as we have been very fortunate in our community He has seen comradely of Monrovia and the real sense of patriotism and wished all a happy Thanksgiving

H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None**I ADMINISTRATIVE REPORTS****1 Policy Regarding the Performance of Official Duties Including the Signature of Letters Agreements and Other Documents on Behalf of the City Council Resolution No 2001-62**

City Manager Donald Hopper reviewed the Staff Report

The City Council desires to establish procedures and standards for the performance of specified duties including the signature of letters agreements and other documents on behalf of the City Council or otherwise representing the City with respect to an official matter A resolution was presented and discussed at the City Council Meeting on October 23 2001 at which time Council directed Staff to make certain revisions He reviewed the changes to the new Resolution as directed at the last City Council Meeting

Staff recommended approval of this resolution

It was moved by Councilmember Franco seconded by Councilmember Garcia to adopt Resolution No 2001-62 relating to the performance of official duties including the signature of letters agreements and other documents on behalf of the City Council

Councilmember Adams requested that an addition be added regarding Staff's steps in contacting Councilmembers when necessary City Attorney Colantuono stated that language may be added to the last paragraph stating and Staff shall contact the next Councilmember in the order set forth above "

After further discussion Councilmember Franco and Councilmember Garcia accepted the friendly amendment

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro
Tem Hammond Mayor Blakely
Motion carried 5-0**

2 Cancellation of December 25 2001 City Council Meeting

Linda Proctor City Clerk reviewed the Staff Report

This year the second meeting in December falls the on Christmas day At this time of year many residents may be busy with the holidays We would not schedule Public Hearings or any other business that would bring more than the normal public input As this week is traditionally the slowest week of the year it is Staff's recommendation that the City Council consider canceling this meeting

In the event the City Council wishes to cancel the second meeting in December i e December 25 2001 discussion and action at this time gives the public proper notice It also gives Staff the needed time to plan ahead in the advertising and scheduling public hearings and Councilmember time to plan ahead for family festivities

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Garcia to cancel the December 25 2001 City Council Meeting

ROLL CALL

Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond Mayor Blakely

Motion carried 5-0

***3 Landscape License Agreement with the Los Angeles Blue Line Construction Authority for Bus Stop Located at Northwest Corner of Mountain Avenue and Duarte Road**

This matter was approved by order of the Consent Calendar

The bus stop area is within the Los Angeles Blue Line Construction Authority railroad right-of-way The Authority is willing to provide the needed right-of-way under license to the City at no cost

The City will construct a new bus stop sidewalk ADA ramp and landscape improvements at the northwest corner of Duarte Road and Mountain Avenue A new sidewalk will be constructed connecting the bus bench to the sidewalk crossing at the railroad tracks on Mountain Avenue The improvements also include landscaping and irrigation

The City has the need of the additional right-of-way from the Los Angeles Blue Line Construction Authority to complete the path of travel of pedestrians from Mountain Avenue sidewalk to the bus stop bench The improvements eliminate pedestrians walking on dirt Additionally landscaping will be constructed to provide an overall improvement to the area The adjacent business owner will provide landscaping maintenance costs

Staff recommended approval of the Landscape License Agreement with the Los Angeles Blue Line Construction Authority

J ORDINANCES AND RESOLUTIONS

***1 Support of the Blue Line Phase II Extension - Pasadena to Claremont Metro Line Resolution No 2001-63**

This matter was approved by order of the Consent Calendar

The Blue Line is being planned in two phases Phase I is the Los Angeles to Pasadena Metro Line and includes the Los Angeles to Pasadena Blue Line connection extending 13.7 miles

The Blue Line Phase II – Pasadena to Claremont Metro Line will link Phase I at Sierra Madre Villa in Pasadena and run to Claremont through the eleven corridor cities

The San Gabriel Valley Council of Governments (COG) is taking the lead in seeking the funds necessary to produce additional studies for Phase II. These studies are necessary to qualify the project for federal funding and are called the alternative analysis and the environmental impact statement. The COG efforts are directed at working with the Authority to secure funding and facilitate the development of the project. The Authority has hired consultants to complete the technical analysis and community outreach needed to support the Project.

The proposed extension of the Blue Line to Claremont through Monrovia will provide benefits and opportunities for the City. Foremost is the added layer of transportation options that will be afforded the community. It will provide the community with an important regional transit link to the rest of the foothill communities and downtown Los Angeles. The proposed light rail line will also serve as a catalyst spurring further economic development and revitalization of the South Myrtle Avenue corridor anchoring the transit village currently being studied by the City.

The October 15th Joint City Council/Planning Commission meeting was the first in a number of public outreach meetings that each city along the corridor will hold to educate and inform city officials and residents about Phase II. The San Gabriel Council of Governments and the Blue Line Authority are requesting that following the presentation to each City Council and Planning Commission that each of the cities along the corridor pass a resolution in support of Phase II. They will include these resolutions of support in the applications for Federal funds and other grant monies for planning and constructing Phase II.

Staff recommended approval of Resolution No. 2001-63 in support of the Blue Line Phase II.

K PAYROLL & VOUCHERS Payroll No. 22 in the net amount of \$387,791.46 and Voucher Numbers 98365 through 98867 non-sequentially in the amount of \$1,051,353.64 was approved by order of the Consent Calendar.

L SCHEDULED MEETINGS

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday, November 27, 2001, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

M ORAL COMMUNICATIONS IF NEEDED None

N CLOSED SESSION None

O ADJOURN At 12:53 A.M., Mayor Blakely adjourned the Meeting in memory of Sula Bowman and Robert H. "Bob" Marsh.

APPROVED


Lara Larramendi Blakely, Mayor

ATTEST


Linda B. Proctor, CMC, City Clerk