

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, OCTOBER 7, 2008, 7:30 P.M.**

CONVENE: Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, October 7, 2008, at 7:33 P M in City Council Chambers In attendance were City Manager Scott Ochoa, City Attorney Craig A Steele and City Clerk Linda B Proctor

INVOCATION: Doctor John Mastrogiovanni, Pastor, gave the Invocation

PLEDGE OF ALLEGIANCE Councilmember Joe Garcia led the Flag Salute

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

The following item was taken out of order

REPORTS OF CITY COUNCILMEMBERS AND SUBCOMMITTEES:

RCC1 Mayor Hammond reported that

(a) **Update of the 2008-2009 State Budget:** City Manager Ochoa presented a comprehensive review of the City's financial status Mayor Hammond asked for a report of the City's investments for the next City Council Meeting

PRESENTATION/PROCLAMATION:

PR-1 Presentation of the Energy Action Plan by Intergy Corp.

Dan Iwata, Operations Division Manager, introduced representatives of Intergy Corp for presentation of the Energy Action Plan and a \$27,000 00 rebate check for Monrovia's recent energy saving practices

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Interim Student Liaison Sarah Wallick reviewed the events at Monrovia High School

CONSENT CALENDAR: It was moved by Councilmember Adams, seconded by Councilmember Lutz, to approve the Consent Calendar. Mayor Hammond abstained from voting on the Minutes as he had not been in attendance There were no objections. The Consent Calendar consisted of the following Agenda items

CC-1 Unadopted Minutes of the September 16, 2008 Meeting of the Monrovia City Council

CC-2 Payroll Nos. 19 and 20 in the Amounts of \$615,316.82 and \$577,260.41, Respectively, and Voucher Nos. 153646 through 154058 in the Amount of \$2,499,513.36

CC-3 Receive and File; Application for ABC Beverage License (Type 20- Off-Sale Beer and Wine) for New Country Store, 458 East Duarte Road: Notice was received from ABC that Myung Hee Kang submitted an application for a Type 20 – Off-Sale Beer and Wine License. Based on the background investigation on the applicant, Staff found no reason to recommend any other action on this application

CC-4 One-Year Extension of Contract with Honeywell International, Inc., for Heating, Ventilation, Air Conditioning and Maintenance Services for the Fiscal Year 2008-09, in the Amount of \$79,383.00: The City's heating, ventilation, and air conditioning maintenance services with Honeywell International, Inc., was an intricate part of the City's Energy Conservation Program. Honeywell's services over the years exceeded Staff's expectations in its overall performance and Honeywell agreed to extend its contract for Fiscal Year 2008-09 with no cost increase

CC-5 Amendment to the Citywide Retention-Destruction Schedule, Resolution No. 2008-54: On August 5, 2003, the City Council approved the Citywide Records Retention/Destruction Schedule, setting into place the regulations covering the retention and destruction of citywide records as provided by Government Code §34090. The need arose to revise the retention schedules of the City Clerk, Police Department, and Human Resources/Risk Management to add new records titles, delete obsolete records titles, and accommodate changes in the City's departmental and divisional structure.

CC-6 Amendment to Title 15 (Buildings and Construction) of the Monrovia Municipal Code Relating to Art in Public Places; Second Reading and Adoption of Ordinance No. 2008-08: This was the final adoption of Ordinance No. 2008-08 amending Title 15 of the Monrovia Municipal Code relating to Art in Public Places. Staff continued to recommend approval of this ordinance.

CC-7 Cooperative Agreement Between the Monrovia Unified School District and the City of Monrovia to Fund One Youth Services Officer, Beginning Fiscal Year 2008-09: Staff recommended the approval of the Cooperative Agreement between the City and School District to provide one Youth Services Officer to the school campuses of our community. The officer provided DARE education to all fifth graders, at-risk youth counseling, and was a resource for campus security issues.

CC-8 Agreement for Services in the Amount of \$37,500.00 with the Rose Institute of State and Local Government to Conduct a 2008 Citizen Satisfaction Survey: The City traditionally conducted a Citizen Satisfaction Survey every five years to take input from the community on a variety of issues. The last such survey was done in 2003. Staff recommended approval of an agreement with the Rose Institute of State and Local Government of Claremont for a package including a 400-person telephone survey, an all-address mailed survey and two focus groups at a cost of \$37,500.00.

CC-9 Legislative Bulletin: The Legislative Bulletin highlighted and summarized pending legislation. This report provided the City Council with information on the proposed legislation, and requested authorization to contact Monrovia's elected representatives in Washington, D.C., for their support. These bills were reviewed from the framework of how they might impact Monrovia. The recommendations made by Staff reflected the City's priorities and programs, as well as the direction taken by the League of California Cities and were as follows: Support, AB642, AB2594, Oppose, AB2754, SB1296, SB1338, AB983, Watch, SB375.

CC-10 Amendment No. 2 to the Contract with Corvel, Inc., to Provide Services as the City's Third Party Administrator for Workers' Compensation Through October 31, 2011: Corvel, Inc., served as the City's Third Party Administrator for workers' compensation since July 1, 1999. As such, Corvel, Inc., managed the day-to-day activities related to workers' compensation claims such as analyzing and paying bills, scheduling medical appointments, communicating with employees, and advising the City with regard to claims handling. They have provided excellent guidance and case management regarding the City's workers' compensation claims. The current contract provided that Corvel, Inc., receive \$61,000.00 per year. The proposed fee adjustments for the contract renewal provided for a 0% increase effective November 1, 2008 through October 31, 2009. For the remaining two years of the contract, the contract amount would increase 3.75% each year.

CC-11 Energy Action Plan by Intergy Corp.: In December 2007, the City Council approved Resolution No. 2007-66 to become a Model City. One of the key benefits to being a Model City was that the City would receive an Energy Action Plan (EAP) consisting of an energy audit that provided goals on how to obtain electrical power and energy through policies, strategies and actions that were cost-effective and environmentally sound. In addition, the plan looked at self-generation and demand reduction strategies that could further offset the energy needs of the City, including the use of renewable energy sources such as solar and wind. The data collected would provide baseline information to the Action Strategies to the Monrovia Environmental Accords approved by the City Council in July 2007. The EAP would be reviewed by City's Green Team and City Departments would incorporate the EAP into their Strategic Plans. There were no financial impacts or obligations for the City's participation in the Model City Program. The Energy Action Plan already resulted in several energy saving practices making the City eligible for monetary rebates, i.e., the Old Town Lighting Project, Fire Station #101 and Corporate Yard improvements.

PUBLIC INPUT:

- 1 John Jogminas, Monrovia
- 2 John Mastrogiovanni, Monrovia
- 3 Cyrus Kemp, Monrovia
- 4 Stephen Grollnek, Monrovia

In response to Speaker No 1's assumption that residents' tax bills included \$1200.00 for brush clearance, Mayor Hammond noted that the tax for residents was \$5 00 for maintenance of the hillside and \$39 00 for each resident to purchase the hillside properties Councilmember Adams made a request to Chief Donovan for re-inspection of Highland Place by the Fire Department to ensure that the City was in total compliance to 200 foot rule In response to Speaker No 4's question, Councilmember Adams noted that he was not the realtor for the recent MRA acquisitions.

Mayor Hammond called for a recess from 8 39 P M to 8.48 P M

PUBLIC HEARINGS/MEETINGS: None

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

MRA CONVENE: Chairman Rob Hammond convened the Regular Meeting of October 7, 2008 of the Monrovia Redevelopment Agency Board of Directors at 8.48 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, Mary Ann Lutz, Vice-Chairman Dan Kirby, and Chairman Rob Hammond

MRA CONSENT CALENDAR: It was moved by Boardmember Adams, seconded by Boardmember Garcia, to approve the Consent Calendar Chairman Hammond abstained as he had not been in attendance There were no objections The Consent Calendar consisted of the following Agenda item.

MRA CC-1 Unadopted Minutes of the September 16, 2008 Regular Meeting of the Monrovia Redevelopment Agency

MRA PUBLIC HEARINGS/MEETINGS: None

MRA ADMINISTRATIVE REPORTS: None

MRA ADJOURNMENT: Chairman Hammond adjourned the Meeting at 8 49 P M

RECONVENE MONROVIA CITY COUNCIL MEETING

REPORTS OF CITY COUNCILMEMBERS AND SUBCOMMITTEES:

RCC1 Mayor Hammond reported that.

(a) Opposing Measure R Relating to the Los Angeles County Metropolitan Transportation Authority's (MTA) One-Half Percent Sales Tax Increase on the November 4, 2008 Ballot, Resolution No. 2008-53: Mayor Hammond explained the measure, noting that it would benefit Los Angeles transportation problems, but not any in the San Gabriel Councilmember Lutz asked that information regarding the Measure and Monrovia's opposition be placed on the City's website.

It was moved by Mayor Hammond, seconded by Councilmember Adams, to adopt Resolution No. 2008-53.

ROLL CALL: Ayes: Councilmembers Adams, Garcia, Lutz, Mayor Pro Tem Kirby, Mayor Hammond
Motion carried: 5-0

(b) Update of the 2008-2009 State Budget: This item was taken out of order following the Roll Call above

(c) Mayor Hammond thanked Administrative Secretary Tina Wells and the rest of the Community Services Staff for the new banners for the Blue Star Program. He also thanked Mayor Pro Tem Kirby for chairing the City Council Meeting while he was on vacation

RCC2 Mayor Pro Tem Kirby reported that

(a) He thanked all those who were responsible for the Monrovia Reads fundraiser last Thursday evening, October 2, 2008

RCC3 Councilmember Adams reported that.

(a) **Update of Monrovia Police Department Wildlife Protocols:** Police Chief Roger Johnson reviewed the updated policy of the Wildlife protocols, which included the notification of residents when it was determined that wildlife posed a potential threat to the safety of community members using the telephonic Community Notification System and/or other forms of appropriate communication to warn of the potential danger.

(b) On Wednesday, October 22, 2008, from 6:30 P.M to 8.00 P M , he would be attending the Solar Energy Program at the SCE Irwindale facility

RCC4 Councilmember Garcia reported that

(a) Last week he had attended the League of California Cities Conference in Long Beach During the Los Angeles Division breakfast, there was great debate regarding taking a position on Measure R Sales Tax measure placed on the ballot by MTA. Depending on what side of the City of Los Angeles one lived in city determined the support or opposition of the measure, showing just how disenfranchised the San Gabriel Valley was It was just one more situation where the San Gabriel Valley was truly not getting the benefit of the sales tax

RCC5 Councilmember Lutz reported that

(a) She also attended the California League of Cities Conference and found the sessions excellent with good ideas to bring back to Monrovia.

(b) She attended a farewell party on October 3, 2008 for Senator Bob Margett who would be stepping down this year due to term limits. She noted that he had been a good friend of the City of Monrovia

(c) A workshop on AB32 and SB375 would be held October 8, 2008, hosted by the City of Monrovia

(d) **Overview of City of Monrovia's Water Supply:** Public Works Director Ron Bow presented a comprehensive report on Monrovia's water supply with the use of PowerPoint, noting that water was not purchased through the Metropolitan Water Master. Councilmember Lutz thanked him for the thorough report and asked that on the residents' bills a thank you be included if the resident used less water than the previous year, and that the comparison of the two years be included on the water bill

REPORTS OF STAFF MEMBERS: There were none

ADMINISTRATIVE REPORTS:

AR-1 Receive and File; 2007 Monrovia Environmental Accords Annual Report

Dan Iwata, Operations Division Manager, reviewed the Staff Report

The City Council adopted the Monrovia Environmental Accords Administrative Policy No 9 02 on July 2, 2007. The Accords consisted of twenty-one action items that focused on seven major topics. Energy, Waste Reduction, Urban Design, Urban Nature, Transportation, Environmental Health and Water

The Monrovia Green Team, consisting of Staff from each City department was responsible to implement projects, programs and policies approved by the City Council, including Action Strategies that provided accountability and progress of the four action items, Baseline Data, Action Plan, Implementation, and Evaluation

There was significant progress in several Monrovia Accords key topic areas of sustainability, Energy, Urban Design, Urban Nature, Transportation, Waste Reduction and the White Paper

Projects planned in 2008-09 included a re-usable shopping bag campaign, and Staff was researching plastic bag reduction ordinances and consumer/producer responsibilities To meet its goal of 75% diversion, Staff was researching Material Recovery Facilities (MRF), food waste composting for restaurants, expansion of residential composting programs, and alternate green waste/diversion facilities Mayor Hammond requested that the report be received and filed

AR-2 Integrated Solid Waste Management Fee Increases

Heather Maloney, Management Analyst II, reviewed the Staff Report.

Staff proposed an increase to the City's Residential AB 939 fees to support programs identified in the Public Works Strategic Plan for Fiscal Years 2008-2009 through 2010-2011. Program implementation, along with the proposed rate increases, would be phased in over three years with the first increase effective January 1, 2009. The charge was based upon the increased cost of implementing the Monrovia Environmental Accords, including the cost of preparing, adopting and implementing the source reduction and recycling element and the Integrated Waste Management Plan, divided by the number of residential customers. The proposed monthly per unit fee would be increased by the Consumer Price Index (CPI) (Los Angeles-Riverside-Orange) each year, effective July 1, 2011 and thereafter July 1 each following fiscal year. If the rate increase was approved, estimated additional revenue would be collected and distributed to the Environmental Services Waste Management Fund. The current fee was \$1.44 monthly; the proposed increase as of January 1, 2009 was \$2.28 (\$55,693.75 annually); as of July 1, 2009, \$3.12 (\$222,775.00 annually), and as of July 1, 2010, \$3.96 (\$334,162.50 annually). Additional revenues would depend on future CPI increases.

Discussion ensued. Councilmember Adams stated that he could only go along with the first year's increase, but not the second and third as he would rather take one year at a time and look at the money generated for the second and third years.

City Manager Ochoa stated that the Accords were implemented with no funds attached. AB939 programs still existed on a certain level and Staff was looking to go from one level to another. Plan b would be to slow down and look at it.

It was moved by Councilmember Adams, seconded by Mayor Hammond, to set the matter for Public Hearing on December 16, 2008, for Fiscal Year 2008-09 and requested that Staff present what an alternate would look like at that time. Councilmember Lutz moved that the motion be amended to have the CPI take affect after the first year. Both Councilmember Adams and Mayor Hammond agreed to the amendment.

**ROLL CALL: Ayes: Councilmembers Adams, Garcia, Lutz, Mayor Pro Tem Kirby, Mayor Hammond
Motion carried: 5-0**

SCHEDULED MEETINGS

The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, October 21, 2008, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

Mayor Hammond announced that he would be late for the next several Meetings as he was attending other cities' Council meetings regarding Measure R.

PUBLIC INPUT, CONTINUED, IF NEEDED None


ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED. None

ADJOURNMENT: Mayor Hammond adjourned the Meeting at 10:39 P.M. in memory of Frank Joseph Tullo, Father of Community Services Recreation Coordinator Frank Tullo.

APPROVED


Rob Hammond, Mayor

ATTEST


Linda B. Proctor, MMC, City Clerk