

**MINUTES OF THE REGULAR MEETING OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, MAY 17, 2011, 7:30 P.M.**

CONVENE: Mayor Mary Ann Lutz convened the Regular Meeting of the Monrovia City Council of Tuesday, May 17, 2011, at 7:33 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Closed Session, 7:00 p.m., at which all Councilmembers were present to discuss CS-1 Real Property Negotiations Pursuant to Government Code §54956.8; Negotiating Parties: Redevelopment Sr. Project Manager, City Manager, Agency Attorney, and City Attorney; Under Negotiation: Price and Terms of Payment for the Following Properties: (1) Real property owned by Jose C. Medina & Bernarda Rivas, located at 206 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-020; (2) Real property owned by Juan D. Banuelos, located at 210 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-019; (3) Real property owned by Jose M. & Elvira Garcia, located at 212 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-018; (4) Real property owned by Sargent Family Trust, located at 216 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-017; (5) Real property owned by Juan J. & Leticia Higuera, located at 224 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-015; (6) Real property owned by Michael J. Ready, located at 228 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-014; (7) Real property owned by Betty M. Shaver, located at 230 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-013; (8) Real property owned by Cerchio Family Trust, located at 234 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-012; (9) Real property owned by Alberto L. & Karelia Banos, located at 238 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-011; and CS-2 Real Property Negotiations Pursuant to Government Code §54956.8; Negotiating Parties: Redevelopment Sr. Project Manager, City Manager, and Agency Attorney, Under Negotiation: Price and Terms of Payments for the Following Properties: (1) Real property located at 1714 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-908; (2) Real property located at 1620 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-909; (3) Real property located at 475 East Duarte Road, and Identified as Assessor's Parcel Number 8513-012-910; (4) Real Property located at 1616 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-911 & 912; (5) Real Property Identified as Assessor's Parcel Number 8513-012-913. In attendance were City Manager Scott Ochoa, City Attorney Craig A. Steele, and City Clerk Alice D. Atkins.

INVOCATION: Pastor Richard Sullender led the invocation.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Joe Garcia led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Tom Adams, Clarence R. Shaw, Becky A. Shevlin, Mayor Pro Tem Joe Garcia, and Mayor Mary Ann Lutz.

REPORT OF CLOSED SESSION:

RCS-1 Real Property Negotiations Pursuant to Government Code §54956.8; Negotiating Parties: Redevelopment Sr. Project Manager, City Manager, Agency Attorney, and City Attorney; Under Negotiation: Price and Terms of Payment for the Following Properties: (1) Real property owned by Jose C. Medina & Bernarda Rivas, located at 206 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-020; (2) Real property owned by Juan D. Banuelos, located at 210 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-019; (3) Real property owned by Jose M. & Elvira Garcia, located at 212 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-018; (4) Real property owned by Sargent Family Trust, located at 216 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-017; (5) Real property owned by Juan J. & Leticia Higuera, located at 224 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-015; (6) Real property owned by Michael J. Ready, located at 228 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-014; (7) Real property owned by Betty M. Shaver, located at 230 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-013; (8) Real property owned by Cerchio Family Trust, located at 234 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-012; (9) Real property owned by Alberto L. & Karelia Banos, located at 238 West Evergreen Avenue, and Identified as Assessor's Parcel Number 8507-002-011. City Manager Ochoa stated that no reportable action was taken.

CS-2 Real Property Negotiations Pursuant to Government Code §54956.8; Negotiating Parties: Redevelopment Sr. Project Manager, City Manager, and Agency Attorney, Under Negotiation: Price and Terms of Payments for the Following Properties: (1) Real property located at 1714 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-908; (2) Real property located at 1620 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-909; (3) Real property located at 475 East Duarte Road, and Identified as Assessor's Parcel Number 8513-012-910; (4) Real Property located at 1616 South California Avenue, and Identified as Assessor's Parcel Number 8513-012-911 & 912; (5) Real Property Identified as Assessor's Parcel Number 8513-012-913. City Manager Ochoa stated that no reportable action was taken

PRESENTATIONS/PROCLAMATIONS:

PR-1 Recognition of Monrovia Old Town Merchants for their Participation in the Monrovia Day 125th Birthday Celebration. The Mayor and City Council recognized Pam Fitzpatrick, Merchant Events Chair, for her outstanding efforts in planning and executing successful Monrovia Day events in Old Town to celebrate the anniversary of Monrovia's founding. Mayor Lutz also congratulated Staff, Commissioners, and volunteers on a wonderful week-long celebration.

PR-2 Recognition of Monrovia Cinco de Mayo Association for the First Annual Multicultural Arts and Music Festival: The Mayor and the City Council recognized the Cinco De Mayo Celebration Committee for their hard work and dedication in bringing Monrovia its first-ever Cinco De Mayo celebration in our City's 125 year history.

STUDENT GOVERNMENT REPRESENTATIVE REPORT: Due to illness, Student Liaison Nicholas Prins was not in attendance.

ORDER OF BUSINESS: City Manager Scott Ochoa stated that there were no changes to the order of business.

CONSENT CALENDAR: It was moved by Councilmember Shaw, seconded by Councilmember Shevlin, to approve the Consent Calendar. The motion carried unanimously. The Consent Calendar consisted of the following Agenda items:

CC-1 Unadopted Minutes of the May 3, 2011, Regular Meeting of the Monrovia City Council: The City Council approved the Minutes as presented.

CC-2 Payroll No. 10 in the Amount of \$497,326.93 and Voucher Nos. 171151 through 171415 in the Amount of \$1,373,899.31: The City Council approved the Payroll and Vouchers as presented.

CC-3 Extension of Contract with William Marino Enterprises, Inc., for Graffiti Removal Services, Fiscal Year 2011-2012 in the Amount of \$49,727.74. The City Council approved the extension to the contract with William Marino Enterprises, Inc.

CC-4 Legislative Bulletin: The City Council approved the Legislative Bulletin and direct Staff to contact Monrovia's representatives.

CC-5 Professional Geotechnical Engineering, Inspection and Testing Services Agreement with Converse Consultants for two Federal (ARRA) Projects, Project Nos. C-3013 ESPL-5069 (009) and C-3028 ESPL-5069 (011), in an Amount not to Exceed \$50,000.00: The City Council approved the Professional Geotechnical Engineering, Inspection and Testing Services Agreement with Converse Consultants in an amount not to exceed \$50,000.00.

CC-6 Amendment to Title 17 (Zoning) of the Monrovia Municipal Code Adding a New Chapter Entitled "Wireless Telecommunications Facilities" to the Zoning Ordinance, and Repealing Ordinance No. 2009-02U, an Interim Urgency Ordinance Relating to Wireless Facilities in Public Rights-of-Way; Adoption of Ordinance No. 2011-04: The City Council adopted Ordinance No. 2011-04 as presented.

CC-7 Denial of Liability Claim filed by Maria Beghloyan: The City Council denied claim filed by Maria Beghloyan.

PUBLIC INPUT

1. Alisha Cancino, Muriel Tate, Amanda Samp, and Nicole Wells, Monrovia High School Band
2. Chuck Keen, American Legion Post 44 and Allied Veterans Council

PUBLIC HEARINGS / MEETINGS:

PH-1 Open and Continue to June 21, 2011; Amendment to Title 17 (Zoning) and Title 5 (Business Taxes, Licenses and Regulations) of the Monrovia Municipal Code Relating to Massage Regulations; Introduction and First Reading of Ordinance No. 2011-05:

It was moved by Councilmember Adams, seconded by Councilmember Shaw, to open and continue the Public Hearing to June 21, 2011. The motion carried unanimously.

PH-2 Appeal of Development Review Committee Decision to Approve PMT2011-00141 for property located at 1031 Briarcliff Road by Larry Dunn, Appellant

Mayor Lutz announced that she would be abstaining from this item due to the proximity of the subject property to her personal residence and exited Council Chambers at 7:56 P.M.

Steve Sizemore, Director of Community Development, reviewed the Staff Report

Mayor Pro Tem Garcia opened the public hearing and the following testimony was heard:

1. Larry Dunn, Appellant, spoke in support of the appeal and in opposition of the variance.
2. Dean Lowe, Applicant, spoke in opposition of the appeal and in support of the variance.

Rebuttals:

1. Larry Dunn, Appellant, continued to speak in opposition of the variance.

Mayor Pro Tem Garcia closed the Public Hearing as there was no one else wished to speak for or against the matter.

It was moved by Councilmember Adams, seconded by Councilmember Shaw, to uphold the Development Review Committee decision to approve PMT2011-00141 and deny the appeal. The motion carried on the following vote: **AYES:** Councilmembers Adams, Shaw and Shevlin; Mayor Pro Tem Garcia. **NOES:** None. **ABSENT:** None. **ABSTAIN:** Mayor Lutz.

In response to comments made by Mr. Dunn, Councilmember Adams directed staff to address the issue of the original driveway still in use at the subject property. Mr. Sizemore assured Councilmember Adams that ensuring removal would be a part of finalizing the permit.

Mayor Lutz returned to Council Chambers at 8:24 P.M.

CONVENE MONROVIA REDEVELOPMENT AGENCY MEETING WITHOUT ADJOURNING CITY COUNCIL MEETING

MRA CONVENE: Chairman Mary Ann Lutz convened the Meeting of May 17, 2011, of the Monrovia Redevelopment Agency Board of Directors at 8:25 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, Clarence R. Shaw, Becky A. Shevlin, Vice-Chairman Joe Garcia and Chairman Mary Ann Lutz.

MRA CONSENT CALENDAR: It was moved by Councilmember Adams, seconded by Councilmember Shaw to approve the Consent Calendar. The motion carried unanimously. The Consent Calendar consisted of the following Agenda items:

MRA CC-1 Unadopted Minutes of the May 3, 2011, Regular Meeting of the Monrovia Redevelopment Agency: The Agency Board approved the Minutes as presented.

MRA CC-2 Supplemental Consulting Services with Tetra Tech EM, Inc., for Property Located at 1622 South Magnolia Avenue in the Amount of \$7,745.49: The Agency Board authorized payment to Tetra Tech, Inc., in the amount of \$7,745.49 for supplemental consulting services related to site clearance at 1622 S. Magnolia Avenue.

MRA PUBLIC HEARINGS/MEETINGS: None

MRA ADMINISTRATIVE REPORTS: None

MRA ADJOURNMENT: Chairman Lutz adjourned the Meeting at 8:25 P.M.

RECONVENE MONROVIA CITY COUNCIL MEETING

REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

RCC-1 Mayor Lutz:

- (a) **City Council Assignments for 2011-2013;** She announced there were no changes from the prior two-year period.
- (b) Reviewed Monrovia Day events; She gave thanks and credit to Staff and volunteers.
- (c) Discussed upcoming International Shopping Centers Conference
- (d) Congratulated Councilmember Shaw for receiving Renaissance Award.

RCC-2 Mayor Pro Tem Garcia:

- (a) Thanked everyone in the community who came out to celebrate Monrovia Day events.
- (b) Discussed upcoming Duarte Mayor's Youth Council Youth Leadership Summit.

RCC-3 Councilmember Adams:

- (a) Thanked Staff for addressing the clean-up on the Duarte Road.
- (b) Asked Interim Police Chief Jim Hunt to look into crimemapping.com and report back in June.

RCC-4 Councilmember Shaw:

- (a) Encouraged the community to support Asian Pacific American Heritage Month.

RCC-5 Councilmember Shevlin:

- (a) Reminded the community about Supervisor Antonovich's 14th Annual Veterans Event and Live Oak Memorial Park Memorial Day Event.
- (b) Discussed the recent Foothill Transit Governing Board Meeting.
- (c) Discussed the Music and Melodies Summer Concert Series and Fireworks Show sponsorships.
- (d) Reviewed upcoming events in the community.
- (e) Commended staff on the Fountain to the Falls event.

ADMINISTRATIVE REPORTS:

AR-1 Operation Safe Neighborhoods – Anti-Gang Injunction 2011 First Quarter Report

Interim Police Chief Jim Hunt reviewed the Staff Report.

It was moved by Councilmember Garcia, seconded by Councilmember Shaw, to receive and file the report. The motion carried unanimously.

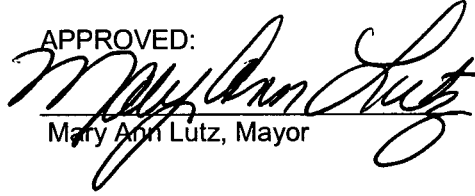
SCHEDULED MEETINGS: The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, June 7, 2011, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

PUBLIC INPUT, CONTINUED, IF NEEDED: None.

ITEMS PULLED FROM CONSENT CALENDAR, IF NEEDED: None.

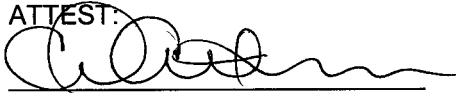
ADJOURNMENT: At 8:1 p.m. Mayor Lutz adjourned the Meeting in memory of Isabella Grissom, Sister of Louie Zunino, Longtime Resident and New Horizons Senior Club Member

APPROVED:



Mary Ann Lutz, Mayor

ATTEST:



Alice D. Atkins, CMC, City Clerk