

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, APRIL 5, 2005, 7 30 P M.**

CONVENE Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, April 5, 2005 at 7 39 P M in City Council Chambers, 415 South Ivy Avenue, Monrovia, California (preceded by a Study Session, 5 30 P M , Police Community Room, 141 East Lime Avenue, at which all City Councilmembers were in attendance, to receive an update on the Station Square developer selection process) Staff in attendance was City Manager Scott Ochoa, City Attorney Craig A Steele, and City Clerk Linda B Proctor

INVOCATION Pastor Steve Summerell gave the Invocation

PLEDGE OF ALLEGIANCE Councilmember Dan Kirby led the Flag Salute

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

REPORT OF CLOSED SESSION(S): None

PRESENTATIONS

1. Recognition of Sponsors of the 2005 Spring Egg Hunt "Bunnies Abound"

Community Services Chairman Becky Shevlin assisted the Mayor in recognizing the sponsors of the 2005 Spring Egg Hunt "Bunnies Abound" held March 26th in Recreation Park. The main event sponsors recognized were Donna Baker, Century 21 Adams and Barnes, Focus One Community Credit Union, C R Stelling Insurance, Andersen, Horie and Co , CPA, Holiday Inn Monrovia, and the Bonholtzer Family

PROCLAMATIONS

1. Proclaiming the Month of April 2005 as "The Month of the Young Child"

Mayor Hammond proclaimed the month of April 2005 as "The Month of the Young Child " Angelica Garcia accepted the proclamation on behalf of Monrovia Reads

2 Proclaiming the Month of April 2005 as "Child Abuse Prevention Month"

Mayor Hammond proclaimed the month of April 2005 as "Child Abuse Prevention Month " Dr Fred Loya, Executive Director of Santa Anita Family Service, accepted the proclamation

3. Proclaiming the Month of April as "National Donate Life Month"

Mayor Hammond proclaimed the month of April 2005 "National Donate Life Month " Jennifer Moore, Monrovia, received the proclamation on behalf of Donate Life California

4. Proclaiming the Month of April 2005 as "Earthquake Preparedness Month"

Mayor Hammond proclaimed the month of April as "Earthquake Preparedness Month " Battalion Chief David Cruz accepted the proclamation on behalf of the Fire Department

Student Government Representative Report: Student Liaison Pamela Cheng was not in attendance

A CONSENT CALENDAR It was moved by Councilmember Adams, seconded by Councilmember Lutz, to approve the Consent Calendar consisting of Items *B, *F-1, *I-1, *I-2, and *J Mayor Pro Tem Garcia abstained from voting on the Minutes of March 15, 2005 as he was not in attendance There were no objections

***B MINUTES** The Minutes of the Regular Meeting of March 15, 2005 and Special Meeting of March 22, 2005 were approved by order of the Consent Calendar

C ORAL COMMUNICATIONS

Those speaking were

- 1 Anna Armstrong, Monrovia
- 2 Richard Walker, Monrovia
- 3 John Volk, Monrovia
- 4 Nancy Zack, Monrovia
- 5 Neil Simon, Monrovia
- 6 Cyrus Kemp, Monrovia

D PUBLIC HEARINGS/MEETINGS

1 Tentative Tract Map TTM 062585/Conditional Use Permit CUP2005-06, Construction of a Four-Unit, Two-Story, Detached Planned Unit Development at 416-420 South Fifth Avenue by Developers Hank Jong and Leon San Blas

Alice Griselle, Director of Community Development, reviewed the Staff Report

The applicant requested approval of a Tentative Tract Map and Conditional Use Permit for a four-unit, two-story, detached Planned Unit Development (PUD) on two existing lots The subject site was comprised of two lots on the east side of Fifth Avenue, north of Colorado Boulevard, which were 100' wide and 155' deep with a total area of 15,550 square feet The property was zoned RM2500 (Residential Medium Density) permitting up to six units on this site

The proposal met or exceeded all of the development standards of the Zoning Ordinance A central driveway off of Fifth Avenue would serve the four detached units The Deodar tree would be retained at 420, and the Chinese Elm in the front of 416 would be removed and replaced with a 48" box tree

The project's density is consistent with the zoning and the existing development along this portion of South Fifth Avenue

The Planning Commission voted to recommend approval to the City Council at its duly noticed meeting of March 9, 2005

PUBLIC HEARING OPENED. Mayor Hammond opened the Public Hearing

Those in favor

Developer Leon San Blas

PUBLIC HEARING CLOSED: Mayor Hammond 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 Garcia, seconded by City Councilmember Lutz, to approve Tentative Tract Map No. 062585 and Conditional Use Permit CUP2005-06 pursuant to the recommendations in the Staff Report. There were no objections

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

CONVENE Chairman Rob Hammond convened the Regular Meeting of April 5, 2005 of the Monrovia Redevelopment Agency Board of Directors at 8 37 P M in City Council Chambers, 415 South Ivy Avenue, without adjourning the City Council Meeting

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

A. CONSENT CALENDAR

It was moved by Boardmember Lutz, seconded by Boardmember Kirby, to approve the Consent Calendar consisting of Item *B and *MRA-1 Vice-Chairman Garcia abstained on item *B There were no objections

***B MINUTES** The Minutes of the Regular Meeting of March 15, 2005 were approved by order of the Consent Calendar

MRA REPORTS

***1 Amendment No 1 to the Joint Powers Agreement Creating the California Cities Home Ownership Authority, City Resolution No. 2005-19 and Agency Resolution No. 6-2005**

This matter was approved by order of the Consent Calendar

The California Cities Home Ownership Authority (CCHOA) Board of Directors requested approval from its fourteen members to allow an amendment to its Joint Powers Agreement This joint powers authority, created to assist potential home buyers within the jurisdiction of its fourteen members, proposed an amendment that would allow CCHOA to utilize the services of more than one underwriter in its efforts to offer bond-financed affordable housing programs Staff recommended approval of the proposed Amendment to the CCHOA Joint Powers Agreement

MRA ADJOURNMENT Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 8 37 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E BIDS. None

F. COMMUNICATIONS AND PETITIONS.

***1. Receive and File; Application for an ABC Beverage License (Type 20, Off-Sale Beer License) for Quality Gifts & Baskets, 170 West Pomona Avenue**

This matter was approved by order of the Consent Calendar

Notice was received from ABC that Kevin Sayles and Darla Sayles have submitted an application for a Type 20, Off-Sale Beer License Based on the background investigation of the applicants, Staff finds no reason to recommend any other action on this application There was no fiscal impact and Staff recommended that the City Council receive and file the application

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Hammond reported that
(a) City Council Assignments for 2005-2007

It was moved by Councilmember Lutz, seconded by Councilmember Kirby, to adopt the Assignments as presented with minor changes There were no objections

(b) Election of Mayor Pro Tem

It was moved by Mayor Pro Tem Garcia, seconded by Councilmember Adams, to appoint Councilmember Mary Ann Lutz as Mayor Pro Tem. There were no objections

(c) Resolution No 2005-20 relating to appointments to the San Gabriel Valley Council of Governments Governing Board

It was moved by Mayor Pro Tem Garcia, seconded by Councilmember Kirby, to adopt Resolution No 2005-20 relating to COG appointments. There were no objections

2 Mayor Pro Tem Garcia reported that

(a) As Vice-Chairman, he would attend the League of California Cities Housing, Economic Development and Housing Committee meeting in San Jose this Thursday where a housing summit task force would be discussed

3 Councilmember Adams had no report at this time

4 Councilmember Kirby reported that

(a) Los Angeles County was teaming up with the Vector Control District to do aerial observations of potential mosquito areas to mitigate the mosquito risk which had resulted in the West Nile Virus still being active in the San Gabriel Valley

5 Councilmember Lutz reported that

(a) Last Tuesday, she, Councilmember Kirby, Mayor Hammond, and Rachael Hughes flew to Sacramento where they lobbied and networked with legislators on behalf of Monrovia

(b) The AQMD had begun a new program whereby owners of old lawn mowers could trade for a new electric lawn mower at a small cost to help prevent pollution More information could be found on the City's website

H REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES None

I ADMINISTRATIVE REPORTS

***1. Purchase and Installation of Banner Poles on Myrtle Avenue, North of Huntington Drive, by C T & F , Inc , in the Amount of \$26,347 00**

This matter was approved by order of the Consent Calendar

In 2003, one of two existing banner poles located on Myrtle Avenue fell due to metal fatigue Both poles will be replaced

Two bids were received in the amounts of \$26,347 00 and \$27,250 38 Funding for this purchase and installation would come from the City and the Monrovia Old Town Advisory Board Staff recommended the award of bid and the rejection of all other bids

***2 Youth Center Rehabilitation Project, Project No C-2918, Acceptance of Work, Approval of Change Orders in the Amount of \$121,772 56, Notice of Completion, and Final Payment of \$20,000 00 to L A Builders, Inc., for the Total Project Amount of \$1,970,126 56**

This matter was approved by order of the Consent Calendar

The Youth Center Rehabilitation project converted the old armory into a youth center including a separate 1400 square foot KGEM studio/office facility addition

The exterior façade was improved with the craftsman style architecture of Monrovia and integrated with the Skate Park improvements. The interior now has office space, conference room, restrooms, game room, lounge, snack/coffee bar, computer resource center, CIF legal basketball/volleyball courts and a mezzanine sports viewing area. The KGEM facility will provide a studio, control room, editing rooms, video storage and offices.

On January 14, 2003, the City Council awarded a contract to L A Builders, Incorporated, in the amount of \$1,961,790 and authorized a change order reducing the contract amount to \$1,627,390. Additional cost savings through donated building materials in the amount of \$228,000 did not materialize through Staff's letter writing and telephone campaign, thereby increasing the contract amount to \$1,848,354. An additional General Fund construction allocation of \$281,292.56 was required to complete the project funding.

A total of 27 change orders were required due to unforeseen construction conditions and facility upgrades, including \$35,000 for the gym floor installation. The total project cost including change orders was \$1,970,126.56. Funds were available from various accounts.

*J. **PAYROLL & VOUCHERS.** Payroll No. 6 in the net amount of \$486,016.01, and Voucher Numbers 124464 through 124902 non-sequentially in the amount of \$1,013,973.15 were approved by order of the Consent Calendar.

K SCHEDULED MEETINGS

A Special Joint Meeting of the Monrovia City Council, Monrovia Unified School District and the Monrovia Chamber of Commerce was scheduled for Wednesday, April 6, 2005, 7:30 A.M., 622 South Myrtle Avenue. The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, April 19, 2005, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

L. ORAL COMMUNICATIONS, CONTINUED, IF NEEDED: None

M CLOSED SESSION: Mayor Hammond announced that the City Council would hold a Closed Session for a Public Employee Performance Evaluation, Government Code §54957, City Manager. Mayor Hammond asked City Attorney Steele to report on a matter that potentially could be added to the Agenda. City Attorney Steele reported it was confidential information that had come to the attention of Staff after the Agenda had been posted regarding a matter considering the initiation of litigation pursuant to Government Code 54956.9(c). It was Staff's opinion that to disclose the nature of litigation would jeopardize the City's ability to conclude existing settlement negotiations to the City's advantage, and based specifically on that section, recommended that the subject matter of the potential litigation not be made public. However, it would be identified publicly if the City Council wished to initiate litigation.

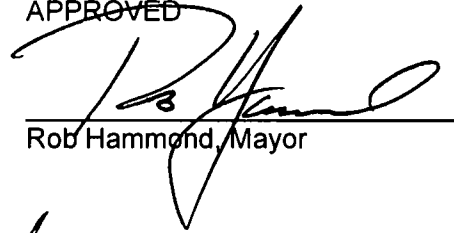
It was moved by Councilmember Adams, seconded by Councilmember Garcia, to add the matter to the Closed Session Agenda since it had come to the attention of Staff after the Agenda was posted and needed immediate attention.

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

N ADJOURNMENT. At 8:49 P.M., Mayor Hammond adjourned the City Council Meeting to Closed Session in memory of Mary Ainilian, wife of Monrovia Police Officer John Ainilian, William (Billy) Crippen, Monrovia businessman, and Mamie Lewis, mother of Kathy Garcia.

REPORT OF CLOSED SESSION(S) Closed Session convened at 9 05 P M and adjourned at 9 40 P M City Attorney Steele reported that no reportable action was taken on either of the matters listed above

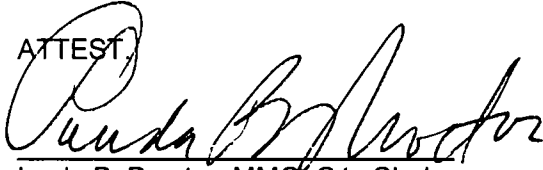
APPROVED



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

Rob Hammond, Mayor

ATTEST



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

Linda B Proctor, MMC, City Clerk