

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, FEBRUARY 22, 2000, 7:30 P.M.**

CONVENE: Following a Study Session at the Monrovia Police Community Room, 140 East Lime Avenue, 6:00 P.M., to discuss the mid year budget, at which all members of the City Council were in attendance, Mayor Robert T. Bartlett convened the Regular Meeting of the Monrovia City Council of Tuesday, February 22, 2000, at 7:38 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California.

INVOCATION: Pastor Mark Taynton, Grace Community Church, led the Invocation.

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Tom Adams led the Pledge of Allegiance.

ROLL CALL: In attendance were Councilmembers Lara L. Blakely, Joe Garcia, Rob Hammond, Mayor Pro Tem Tom Adams and Mayor Robert T. Bartlett.

PRESENTATIONS:

1. **Introduction of Monrovia Day Association Queen and Court:** On February 19, 2000 the Monrovia Day Association held their Annual Coronation Ball to announce the 2000 Monrovia Day Association Queen and Royal Court. As a result of the outstanding entries, the Selection Committee previously chose four Princesses this year-Princess Anne Chandler, Princess Alexandra Coria, Princess Rhona Madrid, and Princess Mallory Socha. Princess Rhona Madrid was chosen as the Queen and crowned. Bill Beebe, Monrovia Day Association President, introduced the Queen and her Royal Court. Also in attendance was Court Escort Kerrie Zessau. Mayor Bartlett congratulated the Queen and Court.

2. **Introduction of Chamber of Commerce Iris Award Winner Betty Sandford, Dick Lord Award Winner Craig Schaid, Special Iris Award Winners City of Monrovia Employees, and Retiring President John Campbell:** On January 21, 2000, the Monrovia Chamber of Commerce, at its annual Awards and Installation Dinner, honored Betty Sandford as its Iris Award Winner, Craig Schaid as its Dick Lord Award Winner, and employee volunteers of the City of Monrovia with a Special Iris Award. The Chamber also recognized its retiring President John Campbell.

To express its gratitude to these very deserving people, the City Council requested that Betty Sandford, Craig Schaid, John Campbell and representatives of the employee volunteers be invited to the City Council meeting to be recognized for their outstanding achievements. City Manager Donald R. Hopper and Human Resources/Risk Management Director Theresa St. Peter introduced these celebrities to the Mayor and City Council and the community. Mayor Bartlett congratulated the recipients and presented Plaques of Recognition to each recipient and to the delegation representing the employees.

3. **Donation of Funds to Monrovia Police Department in the Amount of \$500.00 Each for the Parenting Program and High Risk Offender Program, and \$500.00 to the Monrovia Fire Department for the Urban Search and Rescue Program by Yolanda Gallardo of 3M Unitek:** Yolanda Gallardo from 3M Unitek, 2724 S. Peck Road, Monrovia, presented a check in the amount of \$1500.00 to the City of Monrovia—five hundred dollars each to the Police Department's D.A.R.E. Parenting Program and

the High Risk Offender's programs, and the remaining \$500.00 to the Fire Department's Urban Search and Rescue Program.

Police Chief Joe Santoro and Fire Chief Peter Bryan accepted the donations and thanked Ms. Gallardo and 3M Unitek.

PROCLAMATIONS: None

STUDENT GOVERNMENT LIAISON REPORT: Student Representative Starlin Oldaker, III, reported on activities at Monrovia High School.

A. CONSENT CALENDAR:

It was moved by Councilmember Hammond, seconded by Mayor Pro Tem Adams, to approve the Consent Calendar as amended consisting of Agenda *B, *F-1, *I-2, *I-3, *I-5, *J-2, and *K.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

***B. MINUTES:** The Minutes of the Regular Meeting of February 8, 2000 were approved by order of the Consent Calendar.

C. ORAL COMMUNICATIONS:

1. Ludy and Merri Frew, 325 Park Rose Avenue, pledged 10% of their gross sales from Baldwin's Victorian Baked Potatoes for the entire year of 2000 to be used to purchase hillside property.
2. Robin Dolan, 401 Oakcliff Road, requested school zone signage on Mountain Avenue around the new school facilities.
3. Richard Lowe, 805 Ridgeside Drive, expressed concern regarding weed abatement of City property abutting his property, as he had received an increase in his insurance premium of \$850.00 due to new regulations. City Manager Hopper stated that the City was willing to give Mr. Lowe and anyone else an encroachment permit to go on to the City property to clear it. After discussion, City Manager Hopper stated that Staff would meet again with Mr. Lowe to take another look at the situation.
4. Kirby Babcock, 2233 Primrose Avenue, expressed concern regarding the lack of gutters and sidewalks on South Peck Road. City Manager Hopper stated that the City was in the process of working with the County for these improvements, and the matter would be included on the Agenda for the City Council's next meeting with Supervisor Antonovich. He submitted petitions signed by residents in the area to the City Clerk.

D. PUBLIC HEARINGS/MEETINGS:

1. **Hearing of Protests, Abatement of Weeds, Rubbish and Refuse**

Linda Proctor, City Clerk, reviewed the Staff Report.

On February 8, 2000 the City Council approved a resolution setting a Hearing of Protest for the February 22, 2000, City Council meeting. The Hearing gave an opportunity for any property owner whose property had been noticed by the County for potential weed abatement a time to be heard and to state reasons as to why the nuisance should not be removed. Owners had the option of removing the nuisance themselves or having the County abate and charge the owners accordingly on their property tax statement. No

property owners had contacted the City Clerk to date in protest. Sherlan Neblett-Bernhard, Weed Abatement Division, was in attendance to answer any questions.

Public Hearing Opened and Closed: Mayor Bartlett opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Hammond, to approve the abatement order.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

2. Designation of Historic Landmark HL-28 and Mills Act Agreement MA-28 for Property Located at 217 Oaks Avenue, Owners Joel and Evelyn Matthiesen, Resolution No. 2000-12

Alice Griselle, Planning Division Manager, reviewed the Staff Report.

The home at 217 Oaks Avenue was originally built for Chester O. Banks in 1911. Banks was a prominent Monrovia, serving on the City Council from 1914 to 1926. After moving to Monrovia in 1902, he founded the Banks Fruit Company and was one of the largest citrus brokers in the San Gabriel Valley.

The house is a modest example of the architecture of Monrovia architect Frank O. Eager, who was influential throughout the San Gabriel Valley. Eager also designed the 'Leven Oaks Hotel. The house is two stories, 2758 square foot house in the Craftsman style.

At its meeting of January 26, 2000, the Historic Preservation Commission determined that the home met three criteria for landmark designation and recommend approval of landmark designation and granting of a Mills Act Agreement. Staff recommended approval.

Public Hearing Opened and Closed: Mayor Bartlett opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

It was moved by Councilmember Hammond, seconded by Mayor Pro Tem Adams, to approve Resolution No. 2000-12 designating the property at 217 Oaks Avenue Historic Landmark Number 28 and approve entering into a Mills Act Agreement with the conditions of approval.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

3. Amendment of Mills Act Agreement MA-03 for Property Located at 130 Grand Avenue, Owner Glenn Faulk

Alice Griselle, Planning Division Manager, reviewed the Staff Report.

The house at 130 Grand Avenue was designated a Historic Landmark and granting of a Mills Act Agreement was approved by the City Council on June 4, 1996. The Mills Act Agreement with the City requires the owner of the property to undertake specific

restoration tasks specified in the Agreement. The property owner has requested that Condition 6(c) be deleted from the agreement. This condition requires that within ten years of approval, the two existing stucco walls on the back of the house must be replaced with shingles to match the rest of the structure.

At its meeting of January 26, 2000, the Historic Preservation Commission reviewed the request. Although they agreed that replacing the stucco walls is problematic due to a large oak tree that leans against the wall and that shingling the wall would require the removal of a large limb which may seriously damage the tree, the Commission did not feel the condition should be deleted. Their recommendation, however, was to amend the condition to require review of the situation on June 4, 2006 to determine if the oak tree is still healthy and if the tree's location and physical contact with the house continues to make shingling of the stucco walls impractical, the requirement would be automatically extended.

Staff recommended approval.

Public Hearing Opened and Closed: Mayor Bartlett opened and closed the Public Hearing as there was no one who wished to speak for or against the matter.

After discussion, it was moved by Mayor Pro Tem Adams, seconded by Councilmember Hammond, to amend Condition Number 6(c) of the Standards and Conditions of Mills Act Contract MA-3 providing for the shingling of the stucco walls to be completed within two years after the death of the oak tree.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

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

CONVENE: Chairman Bartlett convened the Regular Meeting of February 22, 2000 of the Monrovia Redevelopment Agency Board of Directors 8:40 P.M. without adjourning the City Council Meeting.

ROLL CALL: In attendance were Boardmembers Lara L. Blakely, Joe Garcia, Rob Hammond, Vice-Chairman Tom Adams and Chairman Robert T. Bartlett.

A. CONSENT CALENDAR: It was moved by Boardmember Garcia, seconded by Boardmember Hammond, to approve the Consent Calendar consisting of Agenda Item *B.

ROLL CALL: Ayes: Boardmembers Blakely, Garcia, Hammond, Vice-Chairman Adams, and Chairman Bartlett
Motion carried: 5-0

***B. MINUTES:** The Minutes of the Regular Meeting of February 8, 2000 were approved by order of the Consent Calendar.

MRA REPORTS:

1. Opened and Continued from January 25, 2000; Joint Public Hearing; Approval of an Improvement Reimbursement Agreement with Investment

creation of quality jobs is also very important. The Hale Corporation has been in negotiations with the firm of Samuelson-Fetter who is interested in constructing a 150,000-office complex.

To assist with the acquisition of the property, the proposed DDA calls for contribution of the funds due under the defaulted note. This sum is approximately \$330,000.00. In addition, to encourage the beneficial reuse of the self-storage yard located immediately north of the project, the Agreement provides Samuelson-Fetter an option for a future development. The option period is twelve months and may be extended for an additional twelve-month period.

Staff recommended approval.

Public Hearing Opened: Chairman Bartlett opened the Public Hearing.
Those in favor:

1. Blaine Fetter, Samuelson-Fetter

Those opposed: None

Public Hearing Closed: Chairman Bartlett closed the Public Hearing as there was no one else who wished to speak for or against the matter.

It was moved by Boardmember Blakely, seconded by Boardmember Hammond, to approve Resolution No. 5-2000 and authorize the Executive Director to execute the appropriate documents.

**ROLL CALL: Ayes: Boardmembers Blakely, Garcia, Hammond, Vice-Chairman Adams, and Chairman Bartlett
Motion carried: 5-0**

It was moved by Councilmember Blakely, seconded by Councilmember Hammond, to approve Resolution No. 2000-14 approving the DDA with Samuelson-Fetter and the City of Monrovia.

**ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0**

MRA ADJOURNMENT: The Monrovia Redevelopment Agency Meeting adjourned at 9:08 P.M. and the City Council Meeting continued.

RECONVENE MONROVIA CITY COUNCIL MEETING

E. BIDS:

1. **Police Station Carpet Replacement Project; Award of Contract to Contractors Carpet Center in the Amount of \$27,406.47**

Dennis Shiflett, Facilities Division Manager, reviewed the Staff Report.

In 1994, the Public Works Department administered the remodeling project for the Police Department. This project included installation of a medium grade commercial carpeting throughout the building. Since the carpet is used in a 365-day, 24-hour environment, the

life expectancy is approximately 5 to 6 years. The carpet is now in its sixth year of service and is in need of replacement.

The project bid specification requires installation of heavy-duty commercial grade carpeting, which will increase expected life of the carpeting to 8 to 9 years. As part of the process, the project was advertised in the newspaper and a notice inviting bids was also sent to eleven carpeting contractors. Only one vendor submitted a proposal—Contractor Carpet Center located here in Monrovia. Staff was concerned with the lack of bidders. Based on discussions with the carpet vendor, it appears most carpet companies are not interested in submitting formal bids for City projects.

This project will be financed through the Facilities Maintenance Fund Reserve. Staff recommended awarding a contract to Contractor Carpet Center in the total amount of \$27,406.47.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Garcia, to award a contract to Contractors Carpet Center, in the total amount of \$27,406.47 for the replacement of carpeting at the Police Station.

**ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0**

2. Recreation Park Lighting Improvements Project, Project No. C-2833; Award of Contract to Electro Construction Corporation in the Amount of \$125,109.00

Dan Iwata, Parks Division Manager, reviewed the Staff Report.

Last year, the City Council approved lighting improvement projects at the Recreation Park tennis courts, multi-purpose court and ball field. These projects are identified on the City Council approved Park Capital Improvement Projects list and are included in our current budget for Prop A funds. Park Division staff held two workshops for nearby residents to hear any potential concerns about added lighting for the Park. There was no opposition to the proposed project.

The project was advertised and the City Clerk opened sealed bids on Tuesday, February 8, 2000. Eight bids were received with the low bidder being Electro Construction Corporation of Los Angeles with a bid of \$125,109.00. This bid is \$5,109.00 (4%) higher than our original estimate; however, there is adequate grant funding available (\$130,000.00) for this project.

Staff recommended that the City Council award a contract to Electro Construction Corporation, in the amount of \$125,109.00, for the Recreation Park Lighting Improvement Project No. C-2833.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Garcia, to a contract to Electro Construction Corporation in the amount of \$125,109.00 for the Recreation Park Lighting Improvement Project No. C-2833, and reject all other bids.

**ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0**

3. 1999-2000 Water Main Replacement Program; Award of Contract to Cedro Construction, Inc., in the Amount of \$258,180.00

David Fike, Utilities and Streets Division Manager, reviewed the Staff Report.

The 1999-2000 Water Main Replacement Program, Project No. C-2827, replaces 3,060 linear feet of 4" and 6" deteriorated welded steel pipe with new ductile iron pipe. This project also replaces 47 galvanized water services with new copper services. The new ductile iron pipelines will improve fire flows in these areas.

On February 10, 2000, twelve bids were received and opened by the City Clerk with the low bidder being Cedro Construction of Norwalk with a bid amount of \$258,180.00. The Engineer's estimate was \$256,300. The adopted 1999-2000 budget includes \$236,600.00 for this project. There are adequate funds available in Water Fund reserves to fund the additional expense.

Staff reviewed the bid submitted by Cedro Construction, Inc., and found that all documents are in order. References were contacted and Staff found that this firm has recently completed similar work satisfactorily for other public agencies.

Staff recommended awarding a contract to Cedro Construction, Inc., in the amount of \$258,180.00 for the 1999-2000 Water Main Replacement Program, Project No. C-2827 and reject all other bids.

It was moved by Councilmember Hammond, seconded by Mayor Pro Tem Adams, to a contract to Cedro Construction, Inc. in the amount of \$258,180 for the 1999-2000 Water Main Replacement Program, Project No. C-2827; and reject all other bids.

**ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond,
Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0**

4. Purchase of One (1) New Public Works Staff Sedan from Miracle Ford in the Amount of \$17,698.88

Dennis Shiflett, Facilities Division Manager, reviewed the Staff Report.

The Director of Public Works was authorized a City-provided vehicle, an enhancement to the existing fleet.

Bids were solicited from seven Dealers. Three bids were submitted, with the low bid received from Miracle Ford of Pasadena in the amount of \$17,698.88. Financing of this purchase would come from the Equipment Pool Replacement Fund Reserves.

Staff recommended approving the purchase of one new staff sedan from Miracle Ford in the total amount of \$17,698.88.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Garcia, to issue a purchase order to Miracle Ford in the total amount of \$17,698.88 for one staff sedan; and reject all other bids.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond,
Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

5. Purchase/Replacement of Seven (7) Public Works Vehicles from Sierra Autocars in the Amount of \$24,288.92 for one 3/4 Ton Utility Truck, and from Miracle in the Amount of \$122,121.05 for one each Staff Sedan, 3/4 Ton Pickup Truck, Sport Utility Vehicle, 1/2 Ton Standard Cab Pickup Truck, 1/2 Ton Extended Cab Pickup Truck, and 1/2 Ton Pickup Truck with Bed Cover

Dennis Shiflett, Facilities Division Manager, reviewed the Staff Report.

The Public Works Department currently has seven vehicles that have reached their expected service life and need to be replaced. These vehicles are used in a wide range of field service duties, which include the repair and maintenance of parks, medians, sidewalks, streets, water mains, monitoring of water consumption and inspection of engineering projects.

Bids were solicited from seven dealers. Three submitted bid proposals. Details of the bid amounts are available in the Agenda Report.

Miracle Ford submitted the lowest responsive bid for all seven vehicles. However, after factoring in the one-percent sales tax rebate allowance per Section 3.24.080B of the Monrovia Municipal Code, Sierra Autocars, Monrovia, is the low bidder for the ¾ ton utility truck.

Financing of these purchases would come from the Equipment Pool Replacement Fund Reserves. Staff recommended approval.

After much discussion, including rescheduling action on the purchases to a subsequent City Council Meeting, it was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to direct Staff to take another look at the difference in bids with regard to the maintenance and resale aspect, and with AQMD Rule 1190 in mind.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond,
Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

6. Purchase/Replacement of One (1) Riding Lawnmower in the Amount of \$13,356.53 from Eberhard Equipment

Dennis Shiflett, Facilities Division Manager, reviewed the Staff Report.

The Public Works Park Maintenance Division's current equipment inventory includes three John Deere riding lawn mowers. These units are used for the landscape maintenance of City parks and medians. The unit to be replaced is a 1990 model, which currently reached its expected ten-year life cycle.

Bids were solicited from the only two John Deere dealers located in the general area. The bid specifications included a trade-in allowance for the existing unit. The bid results indicate that Eberhard Equipment is the lowest responsive bidder with a bid, including trade-in allowance, of \$13,356.53. Financing of this purchase would come from Equipment Pool Fund reserves.

Staff recommended awarding a purchase order to Eberhard Equipment, Santa Ana, in the total amount of \$13,356.53, for one riding lawn mower.

It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Adams, to issue a purchase order to Eberhard Equipment, in the total amount of \$13,356.53 for one John Deere riding lawn mower, which includes the \$1,005.00 trade-in allowance, and reject all other bids.

F. COMMUNICATIONS AND PETITIONS:

*1. Denial of Claim; Tyrone Payne vs. City of Monrovia

This matter was approved by order of the Consent Calendar.

Mr. Payne's vehicle was impounded per the Monrovia Police Department. Mr. Payne alleges that on or about July 11, 1999, the Monrovia Police Department refused to release his vehicle to a friend of his and claims that despite numerous attempts to have the vehicle released, the vehicle was sold. As a result, Mr. Payne has lost his vehicle and the tools contained in it, which resulted in loss of work capacity.

The Monrovia Police Department informed Mr. Payne's friend of the DMV requirements to be met before the vehicle could be released. Also, Mr. Payne's friend was informed that the vehicle could only be released to Mr. Payne. His friend was notified of the procedures to be complied with to obtain the vehicle and articles in the vehicle.

Claimant sought \$5,000.00 in damages.

Staff recommended that the City Council reject the claim filed by Tyrone Payne.

G. REPORTS OF CITY COUNCILMEMBERS AND SUB-COMMITTEES

1. Mayor Bartlett requested a water report from Public Works. Due to the recent rainfall, David Fike reported 9.14" from season to date, with the 117-year seasonal average (July 1 to June 30th) as 21.44". Total from the storm of the last 24 hours was 2.58", and the total for the month of February to date was 7.60". The record rainfall for a fiscal year was 51.69" in fiscal year 1992-93. He also distributed copies of the Public Works Utility Division Annual Report for fiscal year 1998-99.

2. Mayor Pro Tem Adams reported that:

(a) The speaker at the last Rotary Club meeting was from the Census Bureau. There were many job opportunities. Information could be obtained by calling the Census Bureau at 1-888-325-7733 or at their website at www.census.gov/jobs.

3. Councilmember Blakely reported that:

(a) The first local Census Committee meeting had been held and was very successful. Associate Planner Barbara Lynch had spoken at the Ministerial Association. A number of appointments had been made to speak at other organizations and to solicit volunteers to help answer questions regarding completion of the forms and to man "Question & Answer Centers". The forms will come in English on March 15th.

(b) The San Gabriel and Lower Los Angeles River and Mountains Conservancy met for its inaugural meeting-- and official swearing in-- two weeks ago. Assemblywoman Havis and Senator Solice addressed the committee. Senator Solis encouraged the Conservancy to have as one of its priorities acquisition of open space.

She also asked for support of Propositions 12 and 13, which has allocations to give to the conservancies if they were passed.

4. **Councilmember Garcia** reported that:

(a) He attended the Monrovia Day Association Coronation and Ball on February 19, 2000 where the Queen was announced. He thanked last year's Queen Raven and Princesses Katie and Kim, recognizing them as outstanding Court.

5. **Councilmember Hammond** had no report at this time.

H. **REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES:** None

I. **ADMINISTRATIVE REPORTS**

1. **Oakglade and Ruby Canyon Debris Basin Enlargements; Approval of Los Angeles County Project Plans and Specifications**

David Fike, Interim Public Works Director, reviewed the Staff Report.

He stated that Los Angeles County Department of Public Works owned and operated the Oakglade and Ruby Canyon Debris Basins in Monrovia. They were planning a 50% increase in size for both basins to better collect the debris from our hillsides. The estimated cost of the work was \$700,000.00 (funded 100% by Los Angeles County) and the project should be completed by the end of the year.

Public Works Staff worked closely with the County to mitigate impacts during construction. The County requested the City's approval of their project at this time.

Staff recommended approval of the project and issuance of a permit to the Los Angeles County Department of Public Works.

After much discussion, City Manager Hopper stated that the matter should be continued to March 28, 2000 when a representative of the County could be in attendance to answer questions regarding the project.

It was moved by Councilmember Hammond, seconded by Councilmember Blakely, to continue the matter to March 28, 2000 City Council Meeting with a representative of Los Angeles County in attendance.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

Steve Miller, 696 E. Foothill Boulevard, expressed concern over the need for additional environmental information.

***2. Set for Hearing on March 6, 2000; Tax and Equity Fiscal Responsibility Act Relating to Property at 630 West Duarte Road, Resolution No. 2000-10**

This matter was approved by order of the Consent Calendar.

The purpose of this report was to set this matter for Public Hearing for Monday, March 6, 2000, to receive public input. As per legal requirements, this matter must be publicly noticed and a Public Hearing held.

Staff recommended setting the Public Hearing for March 6, 2000 (*subsequently rescheduled and renoticed to March 16, 2000*).

***3. Community Media of the Foothills (CMF) Annual Report for Fiscal Year 1998-99; Receive and File**

This matter was approved by order of the Consent Calendar.

The Community Media of the Foothills Fiscal 1998-99 Annual Report was submitted per the contract between CMF and the City of Monrovia. The Annual Report highlighted the following accomplishments:

- Updated the Articles of Incorporation and revised the Bylaws
- Name change from Monrovia Cable Usage Corporation (MCUC) to Community Media of the Foothills (CMF) to more closely represent the corporation and the services it provides
- Video classes have increased production output.
- Increased use of MUSD's satellite dish for programs from the United States Department of Education
- Regular live coverage of the City Council and Planning Commission meetings
- Coverage of Hillside meetings and Neighborhood Council meetings
- Public Access productions are active with youth participation and adult production.
- Equipment upgrades; portable studio, which has decreased the need for use of Adelphia's production van
- Revisions of Public, Education and Government policies and procedures are underway.

The report also included the Certified Public Accountant's review of the 1997-98 fiscal year. Submittal of this report required no action by City Council other than to receive and file the Community Media of the Foothills Fiscal 1998-99 Annual Report. Staff recommended that Council receive and file the report.

4. Legislative Bulletin

Kandee Forbes, Management Trainee, reviewed the Staff Report.

This report highlighted and summarized pending State legislation that might be important to Monrovia and provided a brief analysis of the potential impacts to the City. The recommendations made by Staff reflected the City's priorities and programs, as well as the direction taken by the League of California Cities.

AB1784, Internet Tax Freedom Act, was removed from the Legislative Bulletin at the request of Mayor Pro Tem Adams.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to approve the Legislative Bulletin to support AB1744, oppose SB1377, AJR41, S1611, HR3252, SB402, SB739, and direct Staff to contact Monrovia's elected representatives for their support.

ROLL CALL:

**Ayes: Councilmembers Blakely, Garcia, Hammond,
Mayor Pro Tem Adams and Mayor Bartlett**

Motion carried: 5-0

It was moved by Councilmember Blakely, seconded by Mayor Pro Tem Adams, to take no position on AB1784.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

***5. Permit for Temporary Encroachment on a Public Street for the Monrovia Business Association to Operate the 2000 Family Festival Effective March 3, 2000 to December 22, 2000**

This matter was approved by order of the Consent Calendar.

The Monrovia Business Association has requested a temporary encroachment permit to operate the Family Festival on Myrtle Avenue. Annually, the Old Town Merchants request a permit to close Myrtle Avenue and to operate the Family Festival as a downtown promotional event. The event will be operated on Fridays between the hours of 4 p.m. and 10 p.m. The permit requests the use of Myrtle Avenue from Olive Avenue to Foothill Blvd and the side streets from Myrtle Avenue to Primrose Avenue and Myrtle Avenue to Ivy Avenue. Staff recommended approval.

6. (Added to the Agenda) Resolution No. 2000-13; Authorizing the Filing of a Petition to the State Water Resources Control Board Contesting Action Taken by the California Regional Water Quality Control Board, Los Angeles Region, and its Executive Officer in Connection with LARWQCB Order No. 96-054

City Attorney Colantuono reported that under the Federal Clean Water Act, because the City operates storm drains that eventually find their way to the ocean, the City is required to have a permit. This permit is shared with other cities. A proposal went to the California Regional Water Quality Control Board and was amended to require that the first 3/4" of rain remain on identified properties. He reviewed the list of developments that would require these practices. If a City could not comply, then an in lieu fee would be imposed. The Board acted on January 26, 2000, and if there was to be an administrative appeal, it must be taken by Thursday. The City of Signal Hill requested that other cities band together to appeal. Staff requested a policy direction at this time.

Mayor Bartlett stated that with these regulations a water treatment plant at every development would be needed.

After discussion, it was moved by Mayor Pro Tem Adams, seconded by Councilmember Blakely, to find that there was a need for immediate action which could not reasonably wait for the next regularly scheduled meeting, and that the need for such action came to the attention of Staff after the Agenda had been posted.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond, Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Hammond, to adopt Resolution No 2000-13.

ROLL CALL: Ayes: Councilmembers Blakely, Garcia, Hammond,
Mayor Pro Tem Adams and Mayor Bartlett
Motion carried: 5-0

J. RESOLUTIONS & ORDINANCES:

1. Amendment of Title 5, Chapter 5.36, Section 5.36.120(5) of the Monrovia Municipal Code Relating to the Mayor's Advisory Committee (MAC), for Business Improvement District No. 2 Relating to Meetings; Introduction and First Reading, Ordinance No. 2000-02

Scott Ochoa, Assistant City Manager, will review the staff report.

In July 1999, the City Council approved a number of sweeping Municipal Code changes to provide organizational structure for the Mayor's Advisory Committee (MAC), especially in regards to open, noticed meetings.

However, over the last six months the MAC Board of Directors has complained about their meeting dates not allowing enough time to develop meaningful agendas. Also, proper noticing and posting of agendas has become problematic. The Board has requested that the Municipal Code be amended to change the date of the regular monthly Board Meeting.

Staff saw no reason to deny this request. However, the City Attorney's office recently authored language that would allow an even more flexible, yet responsible, degree of authority for the MAC Board to set its meeting dates. The flexibility in establishing meeting dates should encourage maximum participation from the Boardmembers, all of whom are business owners and operators in the Old Town district. Yet the City Attorney's language ensured that the Board would have to make any scheduling changes in public by resolution, with the full knowledge of their members. Staff recommended approval of Ordinance No. 2000-02.

After discussion, the proposed ordinance language was changed to state that Board meetings would be held on a definite day of the month-- the third Wednesday of each month.

It was moved by Mayor Pro Tem Adams, seconded by Councilmember Hammond, to introduce and read by title only Ordinance No. 2000-02, amending Section 5.36.120(5) of Title 5, Chapter 5.36 of the Monrovia Municipal Code, relating to the Mayor's Advisory Committee for Business Improvement District No. 2.

***2. Juvenile Accountability Incentive Block Grant Program, Resolution No. 2000-15**

This matter was approved by order of the Consent Calendar.

Congress authorized the Attorney General of the United States to provide grants under the Juvenile Accountability Incentive Block Grant (JAIBG) Program to be used by local government to promote greater accountability of juvenile offenders in the juvenile justice system. The primary uses of the funding are the hiring of personnel (prosecutors, juvenile judges and probation officers) to address and prosecute more cases involving juvenile offenders.

The City of Monrovia received notice that it was eligible for an award of \$10,930.00. The award also requires a ten percent match by the City. Cities in the County of Los Angeles that do not wish to apply for the grant may relinquish their funds to the County. The County is taking responsibility for providing the ten-percent matching funds.

Staff recommended that the City allocate its share of the grant to Los Angeles County. Acting alone, the City of Monrovia would not be able to achieve the goals of the JAIBG Program. By combining the funds with other cities in the County, the goals of the JAIBG Program can be achieved through the District Attorney's Serious Violent Juvenile Offender Program.

***K. PAYROLL AND VOUCHERS:** Payroll No. 4 in the net amount of \$339,150.84, and Voucher Numbers 84210 through 84810 nonsequentially in the net amount of \$836,173.63, were approved by order of the Consent Calendar.

SCHEDULED MEETINGS: A Special Meeting of the Monrovia City Council is scheduled for Tuesday, February 29, 2000, 7:30 P.M., Monrovia Community Center, 119 West Palm Avenue, Monrovia, California. The Regular Meeting of the Monrovia City Council scheduled for Tuesday, March 14, 2000, 7:30 P.M., Monrovia Community Center, 119 West Palm Avenue, Monrovia, California, has been rescheduled to March 6, 2000. Mayor Pro Tem Adams stated that he would be unable to attend this Meeting due to previous plans that could not be changed.

M. CLOSED SESSION: None

N. ADJOURNMENT: It was moved by Councilmember Hammond to adjourn. The Meeting was adjourned at 10:45 P.M. in memory of Augusta Christine Hopper.

APPROVED:


Robert T. Bartlett, Mayor

ATTEST:


Linda B. Proctor, CMC/AEE, City Clerk