

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY JUNE 26 2001 7 30 P M**

CONVENE Mayor Pro Tem Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday June 26 2001 at 7 31 P M in City Council Chambers 415 South Ivy Avenue Monrovia California

INVOCATION Pastor Maurice Battle Jr All Nations Seventh Day Adventist Church led the Invocation

PLEDGE OF ALLEGIANCE Councilmember Tom Adams led the Pledge of Allegiance

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

REPORT OF CLOSED SESSION None

PRESENTATION

1 Recognition of Adam Fetter for \$1 000 00 Donation to the Skate Park Project and Ernie Silva of Monrovia Pizza Company and Tony Mucci of the Coca-Cola Distribution Center for Donations to the June Skate Park Pizza Fundraiser

Mayor Pro Tem Hammond introduced Assistant Recreation Coordinator Juan Dorantes who made the following presentations

On May 19 and 20 2001 at the Monrovia Days Soap Box Classic the City of Monrovia's Department of Community Services sponsored a Skaters Booth that displayed plans for the future Skate Park At this booth residents and local businesses were able to donate monies to help fund the financial needs of this new facility Mr Adam Fetter of Boone Fetter donated \$1 000 00 towards the future skate park Mr Fetter's generous donation will truly benefit the skaters of Monrovia His father Blaine Fetter accepted the Certificate of Appreciation on his behalf

On June 13 2001 a Pizza Day fundraiser was held at the Multi-purpose Facility (Skate Park) at Recreation Park The purpose of the Pizza Day was to get skaters involved in the fundraising process for the new Skate Park which will be built next to the Armory Over \$100 00 was raised from the sale of pizzas and sodas Ernie Silva of Monrovia Pizza Company donated 15 pizzas Mr Silva was unable to attend the Meeting and his Certificate will be mailed to him Tony Mucci of the Coca-Cola Distribution Center donated 10 cases of sodas Mr Dorantes stated that these unselfish contributions were greatly appreciated by the skaters of this community

2 Introduction of Newly Appointed Monrovia Unified School District Board of Education Trustee Monina Diaz

School Board President Roger Graziani introduced Monina Diaz newly appointed Board of Education Trustee to the Mayor City Council and community He gave a brief background of Ms Diaz including that she was a graduate of Monrovia High School Her term of appointment is until November 2001

3 Recognition of Matt Binford First Place Winner in the Men s Division of the Santa Anita Family YMCA s World s Largest Run

Police Chief Joe Santoro introduced Police Explorer and 2001-2002 Student Government Liaison Matt Binford to the Mayor City Council and community and presented to him a trophy on behalf of the YMCA Chief Santoro also presented a Certificate of Commendation from the Monrovia Police Department Mr Binford was the first place winner in the Men s Division of the Santa Anita Family YMCA s World s Largest Run

PROCLAMATIONS None

STUDENT GOVERNMENT REPRESENTATIVE REPORT Student Government Liaison Matt Binford reported on Monrovia High School activities

A CONSENT CALENDAR

Mayor Pro Tem Hammond removed *I-3 from the Agenda to be continued to the July 10 2001 City Council Meeting He asked that a letter of extension be sent to Community Media of the Foothills City Clerk Linda B Proctor requested that the Minutes *B-1 be removed and submitted at the next City Council Meeting for approval Councilmember Adams stated that he would abstain on Agenda Items *I-5 *I-6 *I-7 as he did not believe he had enough information on the items

It was moved by Councilmember Garcia seconded by Councilmember Franco to approve the Consent Calendar consisting of Items *E-2 *F-1 *F-2 *F-3 *I-4 *I-5 *I-6 *I-7 *I-8 *I-9 *I-10 *I-11 and *K

ROLL CALL
Ayes Councilmembers Adams* Franco Garcia Mayor Pro Tem Hammond
Excused Mayor Blakely
Motion carried 4-0

*with the exception of *I-5 *I-6 *I-7

***B MINUTES** None

C ORAL COMMUNICATIONS

At the request of Mayor Pro Tem Hammond 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

- 1 Jan Quintelier Monrovia spoke against Planned Parenthood
- 2 Elwanda F Seelig Monrovia spoke against Planned Parenthood
- 3 Bob Tinker spoke against Planned Parenthood
- 4 Chris Brys Duarte spoke against Planned Parenthood
- 5 Frances Celderon spoke against Planned Parenthood
- 6 Nancy Tinker spoke against Planned Parenthood
- 7 Taras Matla Monrovia spoke regarding the Library and his concerns
- 8 Corey Olson Glendora asked for clarification of the Planned Parenthood issue which was responded to by City Attorney Michael G Colantuono
- 9 Rosemary Harrahill spoke against Planned Parenthood

D PUBLIC MEETINGS/HEARINGS

1 Amendment of Title 3 of the Monrovia Municipal Code Relating to the Establishment of a Fire Permit Service Impact Fee Introduction and First Reading of Ordinance No 2001-12 and Resolution No 2001-43

Fire Chief Peter Bryan reviewed the Staff Report

New construction development within Monrovia impacts the current and future level of Fire Department service More new buildings and their occupants result in more demand for service Between 1999 and 2000 there was a 5 5% increase in responses Impact fees are designed to mitigate the effect that construction has or will have on the City's ability to provide service General fund increases to the Fire Department operating expense accounts are not sufficient to meet current and future service demands

In order to meet current and future service demands additional daily staffing and fire apparatus will be necessary

The recommendation before Council would impose a new development impact fee for the following necessary services and apparatus

- New Quint aerial ladder/pumper/rescue apparatus
- Partial staffing costs
- Replenishment of the apparatus replacement account funds

Implementing a development impact fee is necessary if Monrovia is to keep up with the service demands Failure to do so will result in a serious lack of ability facilities and equipment that will affect the capability to respond to service demands

An independent analysis of the Fire Department staffing and operations was prepared by James M Reed entitled "City of Monrovia – Recommendations for Organizational Change in the Fire Department" submitted May 16 2001

An internal Strategic Plan has been prepared by the Staff of the Fire Department analyzing staffing and operations using the City's General Plan Safety Element the 1998 Insurance Services Office grading and analysis and other forms of analysis

These reports conclude that the City of Monrovia needs to have the ability to respond to a first alarm structure fire and comply with Cal-OSHA job safety requirements In order to improve the Fire Department service daily staffing should be increased with additional personnel and a fire apparatus known as a Quint purchased The new apparatus and staffing could provide the necessary capabilities recommended in the above noted reports It is estimated that the total

cost to implement the personnel and equipment plans is \$235 000 00 (personnel) annually and \$69 000 00 (equipment) for the first five years and \$235 000 00 annually thereafter (including personnel and apparatus replacement) Because the General Fund is not capable of funding all these improvements it is recommended that a Fire Service Impact Fee be adopted to offset some of the future costs It is estimated that the Impact Fee will generate approximately \$70 000 00 annually

Staff surveyed the total impact fees in 25 San Gabriel Valley cities (not including school fees) the average of those cities charging fees are as follows

Residential – Single family	\$957 per unit or \$1 31 per sq ft
Residential – Multi-family	\$841 per unit
Commercial	\$1 64 per sq ft

Monrovia s current fees are as follows

Average current cost per square foot	<u>Current</u>
Residential	\$ 0 33 - 0 43
Commercial/Office/Professional	\$ 0 04 - 0 28

The proposed Fire Service Impact Fees have been discussed with several of the more predominant developers in the City and after a reduction of the fees by approximately one-half they have expressed their support or support with reservations While they would rather not see an impact fee they understand the need and the necessity to improve Fire Department service to the community and its citizens

Using the proposed schedule the approximate total impact fee including fire service fees would be as follows for these examples

<u>Proposed new fee examples</u>	<u>Current</u>	<u>Proposed</u>
2 000 square feet Residential	\$ 760*	\$ 1 460*
5 000 square feet Commercial	\$ 800**	\$ 2 550**
20 000 square feet Office/Professional	\$ 3 200**	\$ 10 200**
100 000 square feet Office/Professional	\$16 000**	\$ 33 500**

*Calculations include the current fee average \$ 0 38 per square foot

** Calculations include the current fee average \$ 0 16 per square foot

Public Hearing opened and closed Mayor Pro Tem Hammond 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 Adams seconded by Councilmember Garcia to introduce and read by title only Ordinance No 2001-12 As there were no objections City Attorney Michael G Colantuono read as follows

AN ORDINANCE OF THE CITY OF MONROVIA CALIFORNIA ESTABLISHING A FIRE SERVICE IMPACT FEE AND AMENDING THE MONROVIA MUNICIPAL CODE

It was moved by Councilmember Adams seconded by Councilmember Garcia to approve Resolution No 2001-43 with the change that affordable housing be treated the same as new construction

***B MINUTES** Minutes of the Regular Meeting of June 12 2001 were approved by order of the Consent Calendar

MFA REPORT None

MFA ADJOURN Vice-President Hammond adjourned the Monrovia Financing Authority Meeting at 8 36 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E BIDS

1 2000-01 Sewer Main Replacement Program Award of Contract to A.D General Engineering Construction in the Amount of \$191 460 00

David Fike Director of Public Works reviewed the Staff Report

The City annually contracts to have various deteriorated sewer mains within the City replaced with new sewer pipe as part of the Sewer Main Replacement Program This year the project work includes construction of approximately 2 750 linear feet of 8-inch extra strength vitrified clay pipe sewer mains replacing old 6-inch deteriorated sewer mains

On June 7 2001 seven (7) bids were received and opened by the City Clerk Bids ranged from a low of \$191 460 00 to a high of \$263 200 00 with the apparent low bidder being A D General Engineering Construction of Burbank A D General Engineering Construction is the same contractor that is currently working on the City's 2000-2001 Water Main Replacement Program Project Staff has reviewed the bid submitted and found that all documents are in order and the contractor's references have been contacted with all responses being favorable

Staff recommended that the City Council award a contract to A D General Engineering Construction in the amount of \$191 460 00

It was moved by Councilmember Franco seconded by Councilmember Adams to award a contract to A D General Engineering Construction (2829 N Glenoaks Boulevard #106/101 Burbank CA 91502) in the amount of \$191 460 00 and reject all other bids

ROLL CALL Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond
Excused Mayor Blakely
Motion carried 4-0

***2 Award of Contract for Publication of Legal Advertisements to Core Media Group Inc for the Period Ending June 30 2002**

This matter was approved by order of the Consent Calendar

When the Pasadena Superior Court established the Monrovia Weekly (Core Media Group Inc) as a newspaper of general circulation on February 8 1999 it triggered the City of Monrovia's need to comply with Public Contract Code §20169 which states that annually before the beginning of the fiscal year in cities where there is more than one newspaper of general circulation a notice inviting bids and contract for the publication is required to be published in such a newspaper and that the City Council must award the contract

A Request for Proposal (RFP) was published on June 7 2001 requesting response by June 18 2001. A bid packet was sent to both of Monrovia's adjudicated newspapers—The Star of the Pasadena Star and The Monrovia Weekly published by Core Media Group Inc. At the request of the Mountain Views Monrovia a packet was also sent to them as they had applied for adjudication but had not yet received such.

Only Core Media Group Inc. and the Star News responded.

Highlights of the proposals are as follows. Cost per column for The Monrovia Weekly is \$1.00 per column based on a one-inch column that is 1.57" wide. Cost for graphics cost \$10.00 per inch. Cost per column for the Star is \$47 per line times two. The Star column size is 1.125" however all legal ads are printed in 2.25" size columns therefore the cost is doubled or \$94 per line.

The lead-time for placing legal ads is significant to the City. Our current contractor The Monrovia Weekly requires that legal advertisements be submitted to the newspaper by 5:00 P.M. on Monday for publication on the following Thursday with changes or retractions taken until Tuesday noon. The Star has changed their publication day to Sunday and requires legal advertisements to be submitted by Wednesday 4:00 P.M. for Sunday publication with no time for changes or retractions.

While the RFP inquired as to a discount for camera-ready electronic filing via the Internet or e-mail neither newspaper offered one.

The contract will be in effect until June 30 2002. In accordance with the Public Contract Code we will go out to bid annually as long as there is more than one newspaper of general circulation in the city as identified by the Court.

Staff recommended an award of contract to Core Media Group Inc. dba The Monrovia Weekly.

F COMMUNICATIONS AND PETITIONS

***1 Denial of Liability Claim Steve Bench vs City of Monrovia**

This matter was approved by order of the Consent Calendar.

On November 26 2000 Mr. Bench arrived at a training activity coordinated by the Monrovia Fire Department. Mr. Bench exited from a vehicle parked illegally jaywalked to the training location and was hit by an auto driving southbound on Fifth Avenue. Mr. Bench alleges the Monrovia Fire Department should have blockaded the street.

The training activity was conducted on private property at the southeast corner of Foothill and Fifth at the site of the current Savon Drugs. Therefore there was no need to blockade the street. Mr. Bench failed to exercise due care when crossing the street.

Claimant sought \$100,000.00 in damages. Staff recommended rejection of this claim.

***2 Denial of Liability Claim John Komen vs City of Monrovia**

This matter was approved by order of the Consent Calendar.

Mr. Komen asserted that a City tree branch fell on his vehicle while it was parked on Canyon Boulevard on April 11 2001 causing extensive damage.

Departmental records indicate that the tree was assessed and maintained in accordance with the City's established schedule. The tree showed no visible sign of disease or decay. Therefore, the City bears no responsibility in this matter. Claimant sought approximately \$4,800.00 in damages. Staff recommended rejection of this claim.

***3 Denial of Liability Claim Idris Lloyd vs City of Monrovia**

Mr. Lloyd asserted that a City palm tree dropped large fronds onto his vehicle while it was parked on Palm Avenue on April 17, 2001, causing damage to the vehicle.

Departmental records indicate that the tree was assessed and maintained in accordance with the City's established schedule. The tree showed no visible sign of disease or decay. Therefore, the City bears no responsibility in this matter.

Claimant sought approximately \$3,900.00 in damages.

Staff recommended rejection of this claim.

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Blakely was excused.

2 Mayor Pro Tem Hammond reported that

(a) He attended the Monrovia Garden Club's Beautification Awards for 2001 this evening. He reported that the following home owners were honored: D. Caswell, George Crowder, Maya Smith, and Greg Bernel. Jackie and Cliff Steward, Elisabeth and Max Lenz, Rob Ardessi, Karla Wilson, and Gordon Gibb and Madelon Wheeler-Gibb. He stated that addresses of these homes may be obtained from the Garden Club. He congratulated all the winners for their beautiful gardens. He noted that the Garden Club had adopted the Vietnam Memorial in the park and thanked them for taking care of the memorial.

(b) A contingency of Monrovia residents testified in Sacramento on Monday for Library Bond funds. Community Services Director April Soash reported on the findings to date.

(c) He wished all a safe and happy 4th of July.

3 Councilmember Adams reported that

(a) Residents had complained to him that they could not find copies of KGEM programs. He asked that Community Service Staff work with Adelpia to make them available. Community Services Director April Soash stated that she would request that copies be available at City Hall and the Library.

(b) Trader Joe's Corporate Headquarters were holding a Grand Opening on Thursday, 5:00 P.M. to 7:00 P.M. at their new facilities in Monrovia.

(c) **Snapshot of Public Works Department – Parks Division**. David Fike, Public Works Director, presented a short video written and produced by Dan Iwata of the Parks Division behind the scenes. Mr. Fike noted that this was the first of five presentations of each of the Public Works divisions.

(d) The Summer Concerts in the Park begin this Sunday, 6:30 P.M. in Library Park at the Bandshell.

4 Councilmember Franco had no report at this time.

5 Councilmember Garcia had no report at this time.

H REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES None

I ADMINISTRATIVE REPORTS

Taken out of order

2 Armory Renovation and Skate Park Project Master Plan

Daniel Iwata Parks Division Manager and Michelle Tompkins Recreation Division Manager reviewed the Staff Report

On January 23 2001 the City Council awarded a contract to Cornwall Associates and Purkiss & Rose ~ rsi for project development preliminary design and preparation of construction documents for the Armory Renovation and new Skate Park at Recreation Park

City Staff formed two committees selected by the Community Services Commission to work with the two Architecture Firms in developing a Master Plan of the proposed improvements for both facilities The two Committees have met several times since January and worked with local teens to help design the Armory improvements and new Skate Park City Staff also held two community meetings to present the proposed Master Plan The residents who attended spoke very positively of the Master Plan

The Architect's estimated construction cost for the proposed improvements is \$1 765 500 00 Staff identified potential funding sources as follows

• Prop A Los Angeles County Open Space District	\$ 500 000 00
• Community Cable of the Foothills	\$ 170 000 00
• Federal Funds – Title One Dept of Labor	\$ 430 000 00
• Prop 12 State Bond Act of 2000	<u>\$ 370,00 00</u>
TOTAL	\$1 470 000 00

The construction estimate for both projects is approximately \$300 000 00 short of revenue sources available A more detailed cost analysis will be conducted during the design element phase Staff will work with the Architects to develop plans and bid documents that would allow the City to eliminate portions of the project should it be necessary however prior to eliminating any portion of the project Staff would meet with both Committees and take their recommendations to the Community Services Commission and the City Council for final approval Several fundraisers have been held and more are planned

The Community Services Commission Armory Renovation Committee and the Skate Park Committee recommended that the City Council approve the Master Plan Proposal for the Armory Renovation and Skate Park Some members of each entity were in attendance as well as skaters

Everyone's efforts were thanked by the City Council All members of the Community Service Commission were in attendance and spoke on behalf of the project Commissioner Kathy Olds was given special recognition for her years of working on this project President Donnise Mitchell and Boardmembers Don Mekill and Jasen Lewis Community Media of the Foothills also spoke in favor of the project

Lanisha Lacey representing the teen contingency spoke in favor of the project Skateboarder Crispy was introduced and spoke in support Skateboarder Frank Gordon thanked the City Council for giving youth and others a place to go Councilmember Franco applauded the leadership of Community Media of Foothills noting that production would increase ten fold with

new programming and new hosts Skateboarder Rachael Kirkpatrick thanked the City Council

It was moved by Councilmember Franco seconded by Councilmember Adams to approve the Master Plan Proposal for the Armory renovation and Skate Park

ROLL CALL **Ayes** Councilmembers Adams Franco Garcia Mayor Pro
 Tem Hammond
 Excused Mayor Blakely
 Motion carried 4-0

1 Introduction of City of Monrovia s Integrated Public Information Program

Dick Singer Public Information Officer reviewed the Staff Report

He reported that a new package of integrated public information media including a new information and marketing CD-Rom a newly designed web site and a re-designed Easy-Access telephone directory had been completed He also discussed a new program that will further enhance the City's ability to bring information on municipal services to Monrovia in public places and at public events—the Monrovia on Tour program bringing information in non-traditional venues It is designed to disseminate important community information answer questions and hear concerns and bring more people into the government process Departments representatives from Fire and Police Community Services Public Works and Community Development will set up in locations such as Lucky's Mayflower Ranch Pavilions markets the community garden in the spring Neighborhood Watch and NEAT meetings Concerts in the Park Family Festival Country Fair Art Festival Canyon Park Festival Immaculate Conception Carnival and the Fire Safe Council Information Please forms will be given out Staffing will include the Public Information Staff focus Department Staff bilingual Staff and City Councilmembers The tentative schedule includes Concert in the Park in August Lucky's in September Monrovia Arts Festival in October Canyon Park in November Unity Center in December Ranch Market in January Pavilion's in February Mayflower Market in March Family Festival in April Monrovia Days and IC Carnival in May Family Festival in June and starting all over again Concert in the Park in July Another program M O D -- Monrovia on Demand-- came out of the Easy Access program The publication will include the Community Calendar City Hall hours email addresses school telephone numbers and information on hospitals utilities news court state and federal offices city facts city facilities and meeting schedules The program is tied to the CD-Rom and web site A CD-Rom will be included in the back of the book with the Customer Survey and will be sent to all households

It was moved by Councilmember Adams seconded by Councilmember Garcia to receive and file this report

ROLL CALL **Ayes** Councilmembers Adams Franco Garcia Mayor Pro
 Tem Hammond
 Excused Mayor Blakely
 Motion carried 4-0

Moved out of order preceding I-1

2 Armory Renovation and Skate Park Project Master Plan

(see above)

***3 Extension of The Annual Agreement with Community Media of the Foothills Ending June 30 2002**

This matter was pulled from the Agenda for placement on a future Agenda

***4 One-Year Extension of Lease Agreement Ending June 30, 2002, Options-A Child Care and Human Services Agency, Use of City Property at Rotary and Recreation Parks**

This matter was approved by order of the Consent Calendar

The City of Monrovia has established land use lease agreements with Options for use of Recreation Park and Rotary Park since 1988. The purpose of the lease agreements is to provide space for a portable classroom to conduct Headstart Programs which provide early academic and social opportunities for children and parent education programs at Recreation Park. The Options Surround Care program operates in a portable classroom at Rotary Park and provides childcare opportunities to local residents.

Staff recommended the renewal of the Options lease agreements at Recreation Park and Rotary Park from July 1 2001 through June 30 2002.

***5 Set for Hearing on July 10 2001 Tentative Tract Map No 53532 Located at 1226-1228 South Alta Vista Avenue**

This matter was approved by order of the Consent Calendar

The Planning Commission at its regular meeting of June 13 2001 unanimously recommended approval of Tentative Tract Map No 53532/CUP2001-12 to the City Council for a detached six (6) unit 2-story planned unit development in the Residential High Density Zone.

Staff recommended that the City Council set July 10 2001 as the date for the Public Hearing.

***6 Set for Hearing on July 10 2001 Tentative Tract Map No 53555 located at 1132 South Mayflower Avenue**

This matter was approved by order of the Consent Calendar

The Planning Commission at its regular meeting of June 13 2001 unanimously recommended approval of Tentative Tract Map No 53555/CUP2001-13 to the City Council for a detached six (6) unit 2-story planned unit development in the Residential High Density Zone.

Staff recommended that the City Council set July 10 2001 as the date for the Public Hearing.

***7 Set for Hearing on July 10 2001 Tentative Tract map No 53546 located at 528 West Duarte Road**

This matter was approved by order of the Consent Calendar

The request is to construct a detached 10-unit planned unit development in the Residential High Density Zone with a variance to allow a side yard setback reduction along the east and west property line. The Planning Commission at its regular meeting of June 13 2001 recommended approval of Tentative Tract Map No 53546/CUP2001-14/V2001-07 to the City Council.

Staff recommended that the City Council set July 10 2001 as the date for the Public Hearing.

***8 Set for Hearing on July 10 2001 Amendment of Title 17 (Zoning) of the Monrovia Municipal Code Regarding Building Separation Regulations for Residential Properties Introduction and First Reading of Ordinance No 2001-10**

This matter was approved by order of the Consent Calendar

At its meeting of June 13 2001 the Planning Commission approved Planning Commission Resolution 2001-07 recommending approval of Ordinance 2001-10 The proposed ordinance will modify existing building separation requirements in all residential zones

Staff recommended that the City Council set July 10 2001 as the date for the Public Hearing

***9 2001-02 Gann Limit Appropriations Resolution No 2001-41**

This matter was approved by order of the Consent Calendar

In November of 1979 Proposition 4 which is more commonly referred to as the Gann Initiative was adopted by California voters The Initiative established constitutional spending limits allowable for California governmental agencies based on the Consumer Price Index and population growth According to the Revenue and Taxation Code Section 7910 each local government must establish its appropriations limit by resolution each year at a regularly scheduled meeting or a noticed special meeting

Staff calculated the Gann Limit using the growth factor provided to the City by the State Department of Finance the growth in California Per Capita Personal Income (CPCPI) and the County's population growth rate The 2001-02 Appropriation limit is \$27 811 103 00 The actual budget subject to limitation is \$20 305 869 00 This means the City could appropriate an additional \$7 505 234 before the legal limit would be reached

The specific calculations and backup materials are available to the public at the City Clerk's office and in the Finance Department Any challenge of the adopted spending limit must be made within 45 days of the effective date of the resolution Adoption of the resolution on June 26 2001 would give the public until August 10 2001 to challenge the calculations

***10 Three-Year Extension of Contract Graffiti Removal Program with William Marino Enterprises in the Amount of \$39 290 00**

This matter was approved by order of the Consent Calendar

The Graffiti Removal Program has been a contract service provided to the community since 1980 The service provides for the removal of graffiti from sidewalks parks city building freeway underpasses and walls viewed from a public street and city signs The Contractor is required to provide a minimum of 16 25 hours of service per week removing graffiti within City limits using methods of washing or painting

William Marino Enterprises has proposed a three (3) year contract extension for the period beginning July 1 2001 through June 30 2004 The current contract amount is \$39 290 00 There is no increase proposed for the first year of the contract however years two and three are proposed with an increase based on the Consumer Price Index (CPI) Staff has been very satisfied with Mr Marino's service He has often been recognized by the City Council for his quick response to graffiti removal requests

Staff recommended approval of a three (3) year contract extension to the existing graffiti removal contract to William Marino Enterprises in the amount of \$39 290 00 for Fiscal Year 2001-2002 with no increase for the first year and increases for the second and third years to be based on the Consumer Price Index

***11 City Hall Parking Lot Security Fence Project Acceptance of Work Filing of Notice of Completion and Final Payment to Award Building Services in the Amount of \$110 825 00**

This matter was approved by order of the Consent Calendar

On January 9 2001 the City Council awarded a contract to Award Building Services in the amount of \$86 700 00 for the construction of security fencing and gates at the parking lot behind City Hall and Fire Station No 1 The project work included the following

- Six-foot high tubular security fence around the City Hall parking lot
- Automatic gates for access control
- Trash bin enclosure
- Emergency generator enclosure
- Personnel access gate

As the project proceeded the following Change Orders were issued

- Incorporation of the Fire Station No 1 Driveway Replacement Project
- Increased the area to be painted to include all existing handrails east retaining wall at Fire Station No 1 and south wall of the Police Department evidence storage building
- Construction of a 240 square-foot concrete pad within the enclosed area

The cost of the three (3) Change Orders is \$24 125 00 bringing the final amount of the project to \$110 825 00 Funds for the Change Order work were available and budgeted through the Fire Station No 1 Driveway Project in the amount of \$25 000 00 Combining the projects increased the available funding to \$111 700 00

Staff reviewed the contractor's work throughout its progress and found it to be completed in accordance with the plans and specifications and in a satisfactory manner

Staff recommended that the City Council accept the project as completed and in compliance with the plans and specifications in the total amount of \$110 825 00 including three Change Orders direct the City Clerk to file a Notice of Completion with the County of Los Angeles Recorder's Office and authorize Staff to approve payment of the retention thirty-five (35) days after filing the Notice of Completion

J RESOLUTIONS AND ORDINANCES

1 Amendment to the Contract with the Board of Administration of the California Public Employees Retirement System Relating to Safety Employees 3% at 50 Full formula Introduction and First Reading of Ordinance No 2001-11

City Attorney Michael G Colantuono reviewed the Staff Report

At the City Council meeting of June 12 2001 the City Council adopted an urgency ordinance regarding the Monrovia Firefighters Association and the Monrovia Police Association's request that the retirement formula for Monrovia safety employees be amended to the 3% @ 50

retirement formula That ordinance Ordinance No 2001-11U was adopted unanimously and will take effect July 15 2001

Ordinance No 2001-11 is a companion to the urgency ordinance in that the urgency ordinance will be in place until this ordinance is in effect This ordinance will take effect 30 days after its final adoption

It was moved by Councilmember Adams seconded by Councilmember Franco to read by title only and introduce Ordinance No 2001-11 As there were no objections City Attorney Colantuono read as follows

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA, CALIFORNIA AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF MONROVIA AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM

2 Amendment of Title 12 of the Monrovia Municipal Code Relating to Special Events on Public Property Introduction and first Reading of Ordinance No 2001-13

Recreation Division Manager Michele Tompkins reviewed the Staff Report

Ms Tompkins reported that Staff recommended approval of an amendment to Title 12 of the Monrovia Municipal Code regarding special events on public property to include a policy governing expressive activity on City property The amendment prohibits unauthorized distribution of advertisements handbills pamphlets posters and similar items to the audience participants or vehicles of a special event within an area made available for the exclusive use of the special event organizer This Amendment cannot be utilized to exclude leaf letters entirely from city parks but it does provide a basis for citing persons that leaflet in an area that is set aside for specific organized activities such as Concerts in the Park Individuals who wish to distribute leaf letters and hand bills would be required to obtain a permit for distribution in a designated area

Staff and Community Services Commission recommended that the City Council approve the amendment to Title 12 of the Monrovia Municipal Code regarding special events on public property to include a policy to govern expressive activity on City property

Mayor Pro Tem Hammond requested that No 5 of the Ordinance be changed to read Use an amplifier loudspeaker radio or similar device to broadcast any sound which would *drown out or significantly interfere* with the sound of a special event "

It was moved by Councilmember Adams seconded by Councilmember Garcia to introduce and read by title only Title 12 of the Monrovia Municipal Code regarding special events on public property to include a policy to govern expressive activity on City property as amended As there were no objections City Attorney Colantuono read as follows

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA CALIFORNIA REGARDING SPECIAL EVENTS ON PUBLIC PROPERTY AND AMENDING TITLE 12 OF THE MONROVIA MUNICIPAL CODE

K PAYROLL & VOUCHERS Payroll No 13 in the net amount of \$431 323 32 and Voucher Numbers 95636 through 95716 nonsequentially in the amount of \$865 479 22 were approved by order of the Consent Calendar

L SCHEDULED MEETINGS The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday July 10 2001 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California

A Special Joint Meeting of the Monrovia City Council and the Planning Commission is scheduled for Monday July 16 2001 5 30 P M Dinner 6 00 P M Meeting Police Community Room 140 East Lime Avenue Monrovia California

M ORAL COMMUNICATIONS IF NEEDED

As the initial Oral Communication session did not exceed forty-five minutes there was no need to continue at this time


N CLOSED SESSION None

O ADJOURN It was moved by Councilmember Franco to adjourn Mayor Pro Tem Hammond adjourned the meeting at 10 00 P M in memory of Robert Farrar father of long time employee Ron Farrar and Mary Watkins 103 year old resident of Monrovia

APPROVED


Lara Larramendi Blakely Mayor

ATTEST


Linda B Proctor CMC City Clerk