

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY, FEBRUARY 15, 2005, 7:30 P.M.**

CONVENE: Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, February 15, 2005 at 7 35 P M in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Salute to Service Program, 7 00 P M , City Council Chambers Staff in attendance was City Manager Scott Ochoa, City Attorney Craig A Steele, and City Clerk Linda B Proctor

INVOCATION: Pastor Gregory Douglass gave the Invocation

PLEDGE OF ALLEGIANCE: Mayor Pro Tem Garcia 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). February 1, 2005, Conference with Legal Counsel, Anticipated Litigation, Initiation of Litigation pursuant to Government Code §54956 9(c) one (1) potential case City Attorney Steele reported that the City Council gave authority to initiate an action but pursuant to Government Code §54957 1, the defendants, the action, and other particulars of that action would not be disclosed until the action itself was actually filed Therefore, the City Council took no reportable action

Mayor Hammond reported that last week Los Angeles County took action to declare Los Angeles County a disaster area due to the torrential rains A PSA was running on KGEM to advise residents who had experienced damage how to contact FEMA disaster relief Funds in the form of grants and low interest loans were available He explained the procedures for contacting FEMA

PRESENTATIONS: None

PROCLAMATIONS: None

Student Government Representative Report. Student Liaison Pamela Cheng reported on events at Monrovia High School

A. CONSENT CALENDAR: It was moved by Councilmember Kirby, seconded by Mayor Pro Tem Garcia, to approve the Consent Calendar consisting of Items *B, *F-1, *I-2, *I-3, and *J. There were no objections

***B MINUTES:** The Minutes of the Regular Meeting of February 1, 2005, were approved by order of the Consent Calendar

C. ORAL COMMUNICATIONS.

- 1 Michael Blumenthal, Monrovia, commented on recent City Council Meeting speakers
- 2 Ed Gililand, Monrovia, spoke regarding certain school facilities
- 3 Stephen Grollnek, Monrovia, spoke on a variety of issues
- 4 Clint Arsenault, Monrovia, spoke regarding tree issue
- 5 Steve Miller, Monrovia, spoke regarding a variety of issues

Mayor Hammond asked for a report from Staff regarding Mr Arsenault's tree issue

D PUBLIC HEARINGS/MEETINGS:

1. Historic Landmark HL-78 for Property Located at 218 and 228 North Myrtle Avenue, Applicants Cleve and Gloria Crudgington; Resolution No 2005-08

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

This bungalow court, known as Myrtle Court, was built in 1921 and was designed by Irwin Beatty and constructed by the Beatty-Pier Construction Company. The applicants did not apply for a Mills Act contract since they have owned the bungalow court for many years and the tax incentives may have been better under their current property tax base. If the applicants wished, an application for a Mills Act Contract could be submitted in the future.

At its meeting of January 26, 2005, the Historic Preservation Commission determined that the bungalow court met Criteria Number 4 (Architecture) and Criteria Number 5 (established and familiar visual feature of the City) for designation, and voted unanimously to recommend approval of Historic Landmark status.

PUBLIC HEARING OPENED. Mayor Hammond opened the Public Hearing

Those in favor

1 Cleve Crudgington

Those opposed

None

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 Councilmember Kirby, to approve Resolution No. 2005-08 designating the property at 218 and 222 North Myrtle Avenue as Myrtle Court and Historic Landmark No 78

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

2 Historic Landmark HL-79 for Property Located at 222 North Myrtle Avenue, Applicants Cleve and Gloria Crudgington, Resolution No. 2005-09

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

This Craftsman home was built in 1908 and had approximately 1,946 square feet. The applicant did not apply for a Mills Act contract. If the applicant wished, an application for a Mills Act Contract could be submitted in the future.

At its meeting of January 26, 2005, the Historic Preservation Commission determined that the house met Criteria Number 4 (Architecture) and Criteria Number 5 (established and familiar visual feature of the City) for designation and voted unanimously to recommend approval of Historic Landmark status.

PUBLIC HEARING OPENED AND CLOSED. Mayor 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 Lutz, to approve Resolution No. 2005-09 designating the property at 222 North Myrtle Avenue, the Clarence H Post House and Historic Landmark No. 79.

ROLL CALL: Ayes: Councilmembers Adams, Kirby, Lutz, Mayor Pro Tem Garcia, Mayor Hammond

Motion carried: 5-0

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

CONVENE: Chairman Rob Hammond convened the Regular Meeting of February 15, 2005 of the Monrovia Redevelopment Agency Board of Directors at 8 16 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 Adams, seconded by Vice Chairman Garcia, to approve the Consent Calendar consisting of Item *B There were no objections

***B. MINUTES:** The Minutes of the Regular Meeting of February 1, 2005 were approved by order of the Consent Calendar

MRA REPORTS:

1. To be Opened and Continued to March 1, 2005; Joint Public Hearing; Authorization to Enter into a Disposition and Development Agreement with Colorado Commons LLC Regarding Real Property Located at the Northeast Corner of Primrose Avenue and Colorado Boulevard, City Resolution No. 2005-10 and Agency Resolution No. 5-2005

Chairman Hammond and Boardmember Lutz exited Council Chambers at 8 17 P M, announcing that they would abstain on discussing this matter based on a potential conflict of interest due to the proximity of their business property in the subject area

Executive Director Ochoa gave an update of the site plan which had been shared with the Vision 2005 Committee

PUBLIC HEARING OPENED: Vice Chairman Garcia opened the Public Hearing There was no one who wished to speak for or against the matter

It was moved by Boardmember Kirby, seconded by Boardmember Adams, to continue the Public Hearing to March 1, 2005. There were no objections.

At 8 24 P M, Chairman Hammond and Boardmember Lutz returned to Council Chambers

MRA ADJOURNMENT: Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 8 24 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

E. BIDS: None

F. COMMUNICATIONS AND PETITIONS:

***1. Denial of Liability Claim; Caruth Weathereby vs. City of Monrovia**

This matter was approved by order of the Consent Calendar

Mr Weatherby alleged that on December 21, 2004, a City tree limb at Recreation Park fell causing damage to his vehicle. The trees at Recreation Park had been regularly inspected and trimmed. There had been no visible sign of disease or decay, therefore, the City bore no responsibility in this matter. Staff recommended denial of this claim.

Staff recommends that City Council deny this claim.

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES:

1 Mayor Hammond reported that

- (a) He congratulated all of the Fifth graders at Plymouth Elementary School who graduated in the D A R E program today
- (b) The FEMA offices were opened today in Altadena for businesses and residences who suffered rain damage in December and January, and that low interest loans and grants were available
- (c) He and other members of the City Council, excluding Councilmember Adams, visited the Bay area transit oriented housing sites last week, and explained the need for Monrovia
- (d) He thanked those who set into place the housing and transit plans for Monrovia which resulted in the groundbreaking of Station Square on February 9, 2005

2. Mayor Pro Tem Garcia reported that

- (a) He had attended the League of California Cities Housing, Economic Development and Housing Committee meeting which resulted in meeting with Senator Tom Torlakson, now the Chair of the new Housing and Transportation Committee for the Senate and a strong proponent of "Smart Growth" who agreed to visit Monrovia's Transit Village. He scheduled a tour with local legislators to visit Monrovia soon.

3 Councilmember Adams had no report at this time

4 Councilmember Kirby reported that

- (a) He attended the groundbreaking of the Transit Square on February 9, 2005
- (b) He, along with other City Councilmembers, participated on a mixed use development Field Trip February 11, 12, 2005, in Northern California
- (c) A case of West Nile Virus had been reported in the San Gabriel Valley. He reviewed the precautions to be taken to avoid mosquito infestation

5 Councilmember Lutz reported that

- (a) She attended the 4th Annual Education Summit on February 3, 2005, hosted by Senator Margett. She reviewed the particulars of the event
- (b) February was Black History Month, and reviewed the number of activities to be held in Monrovia and surrounding areas

H REPORTS OF COMMISSIONS, BOARDS AND COMMITTEES None

I. ADMINISTRATIVE REPORTS

1 Refinancing of Water Capital Improvement Loan in the Amount of \$716,775.00 Through Municipal Finance Corporation, Resolution No 2005-

Mark Alvarado, Director of Finance, reviewed the Staff Report

The City secured a State of California Water Loan Program in 1982 to borrow \$1.5 million to do infrastructure improvements to the City of Monrovia's water system. The City was afforded an opportunity to refinance the current loan with Sanwa General Leasing Corporation to take

advantage of lower interest rate of 3.9% with Municipal Finance Corporation for the remaining term of the loan for seven years. The City would save \$43,462 over the remaining life of the loan. The loan payments would be made semi-annually, beginning August 23, 2005. The final payment would be due February 23, 2012.

It was moved by Councilmember Adams, seconded by Councilmember Kirby, to adopt Resolution No. 2005-11, and approve the loan agreement with Municipal Finance Corporation. There were no objections.

***2. Metro Gold Line Foothill Extension Construction Authority's Recommendations for Draft Project Definition Report (PDR)**

This matter was approved by order of the Consent Calendar.

In the summer of 2003, the Metro Gold Line began operations between Pasadena (Sierra Madre Villa Station) and Downtown Los Angeles (Union Station). Currently, the Metro Gold Line Foothill Extension Construction Authority (Authority) was working on plans for the Phase II Foothill Extension which was an approximately 24-mile east-west light rail line from Pasadena to Montclair. The Authority requested each of the eleven agencies along the Foothill Extension to review and approve four recommendations contained within the Draft PDR as it affected their cities, specifically the location of the station, parking, traction power substation (TPSS), and grade crossings.

The conclusions and recommendations within the Draft PDR reflected the work and mutual decisions of City Staff and Authority staff over the past year and a half. In addition, on January 18, 2005, Staff presented the City Council with an overview of the Gold Line Phase II Extension through the City of Monrovia including a review of the Draft PDR. Recommendations were outlined in the Staff Report.

The Authority requested that the City Council consider the report and submit a letter to the Authority reflecting their action, with any necessary comments, by March 4, 2005.

Staff recommended the City Council accept the recommendations of the Metro Gold Line Foothill Extension Construction Authority Draft Project Definition Report and submit a letter to the Authority approving the Report's recommendations.

***3. Amendment to the Monrovia Municipal Code Relating to Title 17 (Zoning) Establishing Interim Development Standards for the South Myrtle Avenue Corridor, Second Reading and Adoption of Ordinance No. 2005-03**

This matter was approved by order of the Consent Calendar.

This was the second reading and final adoption of Ordinance No. 2005-03 amending Title 17 of the Monrovia Municipal Code relating to establishing Interim Development Standards for the South Myrtle Avenue Corridor. Staff continued to recommend approval of this ordinance.

***J PAYROLL & VOUCHERS:** Payroll No. 3 in the net amount of \$447,090.70, and Voucher Numbers 123646 through 123878 non-sequentially in the amount of \$456,040.09 were approved by order of the Consent Calendar.

K. SCHEDULED MEETINGS

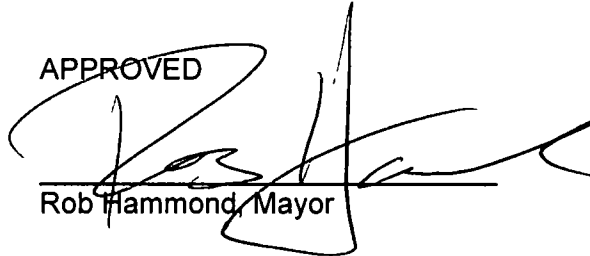
The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, March 1, 2005, 7 30 P M , City Council Chambers, 415 South Ivy Avenue, Monrovia, California

L ORAL COMMUNICATIONS, CONTINUED, IF NEEDED: None

M. CLOSED SESSION None

N ADJOURNMENT Mayor Hammond adjourned the Meeting at 8 44 P M In memory of Dr Leo J Powell, and Monrovia resident James (Jim) Ballantyne

APPROVED



Rob Hammond, Mayor

ATTEST



Linda B Proctor, MMC, City Clerk