

**MINUTES OF THE REGULAR MEETING
OF THE
MONROVIA CITY COUNCIL
HELD TUESDAY SEPTEMBER 10 2002 7 30 P M**

CONVENE Mayor Lara Larramendi Blakely convened the Regular Meeting of the Monrovia City Council of Tuesday September 10 2002 at 7 31 P M in City Council Chambers 415 South Ivy Avenue Monrovia California which preceded a Closed Session from 6 10 P M to 7 15 P M to Conference with Labor Negotiator pursuant to Government Code Section §54957 6 Agency Negotiator Theresa St Peter Group Employee Monrovia Police Officers Association and to Conference with Legal Counsel Pursuant to Government Code Sections §54956 9(b)(2) Settlement Authority for Brittany McDaniels at which all City Councilmembers were in attendance

PRESENTATION OF COLORS In commemoration of 9-11 2001 the Monrovia Police Department Explorer Post No 132 presented the American Flag followed by the Flag Salute

INVOCATION Dr John Mastrogiovanni Pastor Jesus is Lord Christian Center led the Invocation

Mayor Blakely reviewed and reflected on the events of last year's tragic events and the response and actions of the City of Monrovia and its employees and residents She advised the public that a commemorative ceremony would be held tomorrow morning at 8 30 A M Monrovia Fire Department and reviewed the events of the ceremony She stated that the flags at all City buildings would be at half-staff in memory of those who had lost their lives

ROLL CALL In attendance were Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely

REPORT OF CLOSED SESSION(S)

August 13 2002

1 Conference with Labor Negotiator Pursuant to Government Code Section §54957 6 Agency Negotiator Theresa St Peter Group Employee Monrovia Police Officers Association

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2 Conference with Legal Counsel Pursuant to Government Code Sections §54956 9(b)(2) Settlement Authority for Brittany McDaniels

City Attorney Craig A Steele reported that no reportable action was taken at the above Closed Sessions and that direction was given to Staff

PRESENTATIONS

1 **Introduction and Swearing-In of Newly Appointed Police Chief Roger W Johnson**

City Manager Don Hopper introduced and presented a personal overview of newly appointed Police Chief Roger W Johnson to the Mayor City Council and community Chief Johnson has served on the Monrovia Police Force for 24 years starting at the age of 18 as Dispatcher

and was chosen from a field of 36 highly qualified candidates City Clerk Linda B Proctor swore in Chief Johnson Chief Johnson's wife pinned him with his badge Chief Johnson introduced his family and thanked those responsible for his promotion to Police Chief

2 Recognition of City Clerk Linda B Proctor in Attaining Second Level Membership in the International Institute of Municipal Clerks (IIMC) Master Municipal Clerk Academy

Mayor Blakely recognized City Clerk Linda B Proctor who has qualified for the Second Level Membership in the IIMC (International Institute of Municipal Clerks) Master Municipal Clerk Academy The purpose of the IIMC Master Municipal Clerk Academy Program is to provide professional and educational opportunities for municipal clerks to extend beyond their present levels of development and to enhance their skills to meet the challenges of the office of the Municipal Clerk

The Third Level of Membership to be completed in two to four years by Ms Proctor is the last step in earning the Master Municipal Clerk designation which is a minimum ten-year educational program Ms Proctor joins 29 other active Municipal Clerks from the State of California who have achieved this designation and is among the approximate 15% of over 10 300 members of IIMC who have qualified for Academy status Four states now require that the City Clerk be a Certified Municipal Clerk

Ms Proctor thanked the City Council and City Manager for the opportunity to further her education to better serve Monrovia's residents

3 Recognition of the Wizards Baseball Club as Runner-ups in the Little League Baseball World Series

Mayor Blakely reported that over the past two years the Monrovia Wizards Baseball team played in 150 games going 112 and 38 The team played in Southern California Riverside Palm Springs Utah Oregon and in the 2001 World Series in Colorado where it finished Seventh This year the team was undefeated in the California State Championship and undefeated in the West Regional in Corvallis Oregon The team then moved on to the 14th and the Under World Series in New Jersey where it defeated Puerto Rico Brooklyn New York and Secaucus New Jersey The Wizards advanced to the Championship game where they lost to Tennessee finishing Second Place in the 2002 World Series Chairman Blakely congratulated the team and its coaches and introduced Michele Tompkins Recreation Division Manager who introduced the coaching staff of the team Mike Morales Tom Morales Glenn Martin and Kurt Kittleson Coach Morales introduced the members of the League Baseball World Series to the Mayor City Council and community

PROCLAMATIONS

1 Proclaiming September 11 2002 as A Day of Remembrance A Celebration of Freedom

Mayor Blakely proclaimed September 11 2002 as A Day of Remembrance A Celebration of Freedom Residents of the City of Monrovia were urged to join together on this special day of commemoration to remember reflect and rededicate themselves to the renewal of the greatest nation on the face of the earth and the continuing struggle to rid the world of terror

The Proclamation will be forwarded with other cards and commemorative expressions by those who attend the Special Commemorative Ceremony and/or Open House at Fire Station No 1 on September 11 2002 to active service personnel and to the City of New York

STUDENT GOVERNMENT REPRESENTATIVE REPORT City Clerk Proctor introduced Student Liaison Dayshia Boykins who reported on activities at Monrovia High School

A CONSENT CALENDAR

It was moved by Councilmember Adams seconded by Councilmember Franco to approve the Consent Calendar consisting of Items *B *F-1 *I-5 *I-6 *I-7 *I-8 and *K

ROLL CALL Ayes Councilmembers Adams Franco *Garcia *Mayor Pro Tem Hammond Mayor Blakely
Motion carried 5-0

*with the exception of *B

***B MINUTES** The Minutes of the Regular Meeting of August 13 2002 were approved by order of the Consent Calendar

C ORAL COMMUNICATIONS

- 1 Brint Tubbs Monrovia expressed his concerns regarding the possible changing of the night of the Family Festival from Fridays
- 2 Stephen Grollnek Monrovia expressed his opinion of members of the City Council
- 3 Cyrus Kemp Monrovia thanked the City Council for changing the time limits for speakers relating to items on the Agenda from three minutes to five minutes and asked for the same number of minutes for Oral Communications

D PUBLIC MEETINGS/HEARINGS

- 1 **Historic Landmark HL-43/Mills Act Contract MA-41 for Property Located at 120 May Avenue by Owners William and Sandra Deets Resolution No 2002-71**

Alice Griselle Community Development Director presented the Staff Report

The house at 120 May Avenue was built in 1914 and is an excellent example of a Swiss Chalet Craftsman bungalow The house was designed and built by the Tifal Brothers who were noted designers and builders of bungalows throughout the region especially the San Gabriel Valley

At its meeting of July 24 2002 the Historic Preservation Commission determined that the house met two of the required criteria for landmark status and recommended approval of landmark designation The Commission is also recommending approval of a Mills Act Contract which will provide tax savings for the homeowners The City will lose a small portion of the property tax collected on the property to assure its preservation and enhancement

PUBLIC HEARING OPENED AND CLOSED Mayor Blakely 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 Hammond seconded by Councilmember Franco to approve Resolution No 2002-71 designating the property at 120 May Avenue as Historic Landmark Number 43 and approve entering into a Mills Act Contract with the conditions of approval

E BIDS None

F COMMUNICATIONS AND PETITIONS

***1 Denial of Claim Nathan Eli vs City of Monrovia**

This matter was approved by order of the Consent Calendar

Mr Eli claimed that on July 7 2002 a City tree caused a blockage in the sewer line resulting in a sewer backup into his home

The Department of Public Works determined that the blockage was the result of tree roots on Mr Eli's property invading his sewer lateral Therefore the City bore no responsibility in this matter Claimant sought \$139 00 in damages

Staff recommended that the City Council deny this claim

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Blakely reported that

- (a) She and the City Manager attended the New Teacher Breakfast at the end of August
- (b) The Monrovia Old Town Advisory Board's first annual Food Wine and Jazz Festival this past Sunday was a wonderful event She stated that a larger area would be needed for the next time as over 1000 attended
- (c) She reported that the City Council and the City Manager would be flying to Washington D C next Tuesday for three days to reinforce lobbying with Congressman David Dreier Senators Feinstein and Boxer and some of the other members of the California delegation to lobby for federal money for City projects which have been on past Agendas such as hillside purchases etc
- (d) Update of Gold Line Project The City Council will be lobbying for federal funds for this project also in Washington D C
- (e) Report of Heritage Park Senior Housing Reception She reported that she had attended the Ribbon Cutting of the Heritage Park Senior Housing Reception which was a Redevelopment Project

2 Mayor Pro Tem Hammond reported that

- (a) The new publication by the City-- MOD or Monrovia on Demand-- was a remarkable book which was mailed out recently People in the community have found it most helpful He urged anyone who had not received one to call City Hall
- (b) At 5 46 A M tomorrow morning all church bells will be ringing to commemorate 9-11 He invited the public to attend the 8 30 A M ceremony on Wednesday at Fire Station No Cards will be available for those in attendance to sign and they will be sent to active service personnel and to the City of New York

3 Councilmember Adams reported that

- (a) He also attended the Food Wine and Jazz Festival and asked that Travis of Mundial and all others involved in the event be recognized at a future City Council Meeting
- (b) Review/Establishment of a Street Damage Restoration Policy He presented a copy of the City of Los Angeles Municipal Code relating to street damages which restrict other agencies from working on City streets which is much more restrictive than Monrovia's code He asked that Public Works Director David Fike review the material and report back at a subsequent Meeting
- (c) Proposed New Program Entitled KID WATCH He asked that Police Department meet with Staff from Community Services to discuss a program that would help assist people who see someone in a park around kids who shouldn't be around them He explained that the

program Cell Watch that was suggested by Councilmember Garcia was a program which enabled people to dial 911 on their cell phone in their car which connected them with the Highway Patrol. He stated that KID WATCH could be an expansion of that program and would work in a similar way. He suggested signage throughout the parks to alert people to the program.

(b) He called upon Fire Chief Sam DiGiovanna to provide a brief review of a terrorism drill attended by Fire personnel in Glendale last week. In addition, Chief DiGiovanna gave an update of the fires fought in Glendale, Azusa and Palmdale. Police Chief Johnson that quite a bit of information is received daily briefing the department on terrorism from the local, state and federal governments. He explained that there was much coordination taking place as well as a lot of on-going training.

2 Councilmember Franco reported that

(a) He believed that everyone was aware of how housing had become a major issue in every community and had felt the crunch coming a several years ago. There are housing issues that need to be addressed and particularly affordable housing has become a problem for all of us. Consequently, he has asked City Manager Hopper to meet with an organization that he met with several weeks ago at a Housing Fair in the City of Pasadena. Participants in the Fair offered a number of opportunities for those individuals who were purchasing homes and/or those who needed to get their foot in the door to purchase a home. He recommended to the City Council that the City of Monrovia hold such a conference in Monrovia and invite residents and residents of surrounding cities who may not be aware of programs that could be of assistance to them, making sure that those who are renting are invited. He would like to put together Housing Conference in October, offering it in both Spanish and in English. Mayor Pro Tem Hammond agreed with the idea. Mayor Blakely related that she was in favor of the conference and that the City could build on the one it had done in 1992 or 1993 at Monrovia High School. Councilmember Franco stated that with the low interest rates at this time, this may be the time to make a purchase. He stated that home ownership increased the value of the community and aesthetics of the community.

(b) Community Development had scheduled a Neighborhood Clean-up Program for September 13-16, 2002, in the 200-300 blocks of West Colorado, Lemon and Lime Avenues. The program has proven to be very successful in the clean up of neighborhoods.

(c) He congratulated Community Service Assistant Recreation Coordinator Penny Arroyo along with Community Services Director April Soash and her staff for tremendously successful Concerts in the Park, which had been attended by people from all over the Southland.

(d) He congratulated Roger Johnson for his appointment as Police Chief, stating that he stood out above the crowd and that he looked forward to working with him.

(e) The Food, Wine and Jazz Festival was a great surprise with many new faces in attendance. He congratulated all on a tremendous job. He stated that the Boys & Girls Club would benefit tremendously from the event.

3 Councilmember Garcia reported that

(a) On July 27, 2002, at the League of California Cities Redevelopment Conference, he and Assistant City Manager Scott Ochoa gave a presentation on successful revitalization downtown projects to over 180 attendees. He thanked Scott Ochoa and Jeff Kugel for their help in the presentation.

(b) Last Thursday, he attended a reception by the League of California Cities at the Pasadena Center Ballroom for Mayor Bill Bogaard, incoming Los Angeles division president. The keynote speaker, Arnold Swartznager, gave a plea for support of Proposition 49 on the upcoming ballot that will fund grants for school districts to establish after school programs.

(c) He also attended the first annual MOTAB Food, Wine and Jazz Festival and thanked all those, including Jill Bigelow from Citron Cafe and Travis from Mundial. Scott Ochoa and Jeff Kugel for the successful event. The Boys and Girls Club of the Foothills will truly benefit from the event.

- (d) He will attend the Independent Cities Association (ICA) installation of its officers and board of directors when Mayor Pro Tem Rob Hammond will be installed for a second term
- (e) He and the other members of the City Council will be leaving for Washington D C to lobby federal legislators hoping that a showing a unified front as a City Council-- a government body-- will garner support from federal representatives as it did for the state

H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None

I ADMINISTRATIVE REPORTS

1 Skate Park Construction Project Acceptance of Work Notice of Completion and Final Payment to California Landscape and Design/California Skate Parks in the Amount of \$327 429 00

Doug Benash City Engineer reviewed the Staff Report

On March 12 2002 the City Council awarded a contract to California Landscape and Design in the amount of \$308 000 00 for the completion of the Skate Park Construction Project Three (3) change orders were needed for masonry electrical and safety measures totaling \$18 469 00

The total project cost including the change orders is \$327 429 00 Funds for this project are available through Prop 12 State Park Bond

It was moved by Councilmember Garcia seconded by Mayor Pro Tem Hammond to accept the contract work including approval of the three change orders as completed by California Landscape and Design/California Skate Parks (273 N Benson Avenue Upland CA 91786) in the total amount of \$327 429 00 and direct the City Clerk to file a Notice of Completion with the County of Los Angeles Recorder and authorize the Director of Public Works to approve payment of the retention after filing the Notice of Completion

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

2 Installation of 4-Way Stop Signs at Lemon and Park Rose Avenues Resolution No 2002-79

David Fike Public Works Director reviewed the Staff Report

The Bradoaks School Administrative Staff has requested the installation of a 4-way stop at the intersection of Lemon and Park Rose Avenues The Traffic Safety Committee determined through a School Area Traffic Study that a 4-way stop at the intersection was warranted based on existing traffic school pedestrian traffic and the off-set intersection configuration with only one crosswalk on Lemon Avenue A 4-way stop would regulate the flow of traffic by creating traffic breaks thus allowing students to cross Lemon and Park Rose Avenues in a safe manner increasing pedestrian/student safety

Funds for the project are available through the Street Maintenance Fund It was noted that the Public Works Department personnel painted all of the crosswalks

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Adams to adopt Resolution No 2002-79

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro
Tem Hammond and Mayor Blakely
Motion carried 5-0**

**3 Application for Grant Funds for the Local Agency Grant Program Fiscal Year
2002-03 Under the Habitat Conservation Fund Program of the California Wildlife
Protection Act of 1990 for the Land Acquisition-Deer/Mountain Lion Habitat Project
Resolution No 2002-77**

Alice Griselle Community Development Director presented the Staff Report

The Habitat Conservation Grant Program is the annual program of the State that awards grants to purchase lands for habitat conservation The City has received two such grants in the last couple of years including the Wright and Woodward/Leonard grants

The Sachan property is located in close proximity to the Woodward property and Staff is recommending applying for \$157 500 00 from the Deer/Mountain Habitat Project for acquisition of the property This request is to merely authorize the application for the grant funds from the Habitat Conservation Fund Program

All applications for the next cycle of the Habitat Conservation Fund Program must be received by October 1 2002 Cities counties and districts are eligible to apply The Habitat Conservation Fund Program requires a dollar for dollar match from a non-state source A portion of the remaining bond issue monies may be used if later purchase is authorized by the City Council

Tom Erickson MAI appraiser retained by the City has appraised the property for \$310 000 00 Including closing costs the total price will be closer to \$315 000 00 Consequently the City will request \$157 500 00 for purchase of the property

This grant application represented yet another in a series of grant proposals that will be completed seeking hillside land acquisition funding At this time Staff only sought authorization to submit the proposal to the California Department of Parks and Recreation

**It was moved by Councilmember Garcia seconded by Mayor Pro Tem Hammond to
adopt Resolution No 2002-77 authorizing Staff to submit a grant application under the
Habitat Conservation Fund Program**

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro
Tem Hammond and Mayor Blakely
Motion carried 5-0**

**4 Amendment to L A IMPACT Memorandum of Understanding (MOU) Relating to
Targeting Terrorists Resolution No 2002-80**

Police Lieutenant Rick Miglia reviewed the Staff Report

The Los Angeles County Police Chiefs Association has encouraged the City Councils of those cities participating in L A IMPACT to adopt the amended and restated L A IMPACT MOU relating to jointly and collectively targeting investigating and prosecuting terrorists and criminal activity in addition to L A IMPACT's current effort in prosecuting drug trafficking throughout Los Angeles County

**It was moved by Mayor Pro Tem Hammond seconded by Councilmember Adams to
adopt Resolution No 2002-80**

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro
Tem Hammond and Mayor Blakely
Motion carried 5-0**

***5 Set for Public Hearing on September 24 2002 Adoption of Revised Safety Element of the General Plan General Plan Amendment GPA2002-01 Resolution No 2002-40**

This matter was approved by order of the Consent Calendar

The proposed Safety Element updates the 1983 Safety and Seismic Safety Element of the General Plan The Safety Element addresses issues related to public safety The Planning Commission held a public hearing on June 12 2002 to review the proposed Safety Element After the public hearing the Planning Commission adopted Resolution No 2002-07 recommending adoption of the Element to the City Council

Staff recommended setting September 24 2002 as the date of the Public Hearing

***6 Set for Public Hearing on September 24 2002 Adoption of Revised Noise Element of the General Plan General Plan Amendment GPA2002-02 Resolution No 2002-41**

This matter was approved by order of the Consent Calendar

The City is updating the Noise Element of the General Plan that was adopted in 1975 It is intended that the Noise Element comply with State Guidelines and will provide a framework within which future planning and noise mitigating decisions will be made and implemented

The Planning Commission held a public hearing on June 12 2002 to review the proposed Noise Element After the public hearing the Planning Commission adopted Resolution No 2002-09 recommending adoption of the Element to the City Council

Staff recommended setting September 24 2002 as the date of the Public Hearing

***7 Set for Public Hearing on September 24 2002 Historic Landmark HL-44/Mills Act Contract MA-42 for Property Located at 323 West Palm Avenue by Owners Kyle and Kristen McClure, Resolution No 2002-75**

This matter was approved by order of the Consent Calendar

At its meeting of August 28 2002 the Historic Preservation Commission recommended approval of Historic Landmark designation and execution of a Mills Act Contract with the property owners for the property located at 323 West Palm Avenue

Staff recommended setting September 24 2002 as the date of the Public Hearing

***8 Set for Public Hearing on September 24 2002 Historic Landmark HL-45/Mills Act Contract MA-43 for Property Located at 602 West Maple Avenue by Owners Brian and Chantal Cravens, Resolution No 2002-76**

This matter was approved by order of the Consent Calendar

At its meeting of August 28 2002 the Historic Preservation Commission recommended approval of Historic Landmark designation and execution of a Mills Act Contract with the property owners for the property located at 605 West Maple Avenue

Staff recommended setting September 24 2002 as the date of the Public Hearing

J RESOLUTIONS & ORDINANCES

1 Memorandum of Understanding Amend Personnel Rules and Regulations to Provide for Compensation and Supplemental Benefits Effective Fiscal Year 2002-2003 for Police Employees Appendix G Resolution No 2002-81

Theresa St Peter Director of Human Resources reviewed the Staff Report

The prior Memorandum of Understanding (MOU) with the Monrovia Police Officers Association employees expired June 30 2002 The proposed MOU is the result of a lengthy and productive negotiation between the City's negotiating team and the Police Officers Association negotiating team pursuant to the requirements of State law

She reported that the Police Officers Association members voted on Thursday evening September 5 2002 to not accept the negotiated (MOU) for fiscal years 2002-03 through 2004-05 Consequently Staff recommended that the City Council grant authorization to unilaterally impose the terms of the proposed MOU as the City's last best and final offer as presented to the MPOA for fiscal year 2002-03 by adopting Resolution No 2002-81

Obviously the City would have preferred that the three-year MOU was approved by both sides However as the Association determined not to approve the proposed MOU Staff believed that the City Council had to move quickly to define the terms of employment for the current fiscal year To implement improvements to the retirement benefits for all City employees the City had to make certain changes to its contract with the Public Employees Retirement Systems (PERS) as soon as possible The City could not proceed with PERS until the terms of the employment for every employee group were approved Thus because further delay in coming to an agreement with the MPOA could be detrimental to non-police employees Staff recommended that the City's offer be imposed if necessary

The proposed adjustments for fiscal year 2002-03 provide for an average increase of 5.32% for the classification of Police Officer and related classes 6.69% for Police Sergeants and an average of 3.29% for non-sworn Police employees However Police non-sworn employees have agreed to forego the first three percent (3%) of any increase due in exchange for the 2.7% @ 55 retirement option

Additional proposed changes include an increase in bilingual pay of \$25.00 per month as well as a monthly increase in pay for canine and motor officers of \$50.00

The total cost to the General Fund to provide for the recommended salary and benefit increases is \$261,395.00 This amount has been incorporated in the City's budget for fiscal year 2002-03

As negotiations failed to come to an agreement over the one year vs three year contract Staff recommended that City Council adopt 2002-81

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Adams to adopt Resolution No 2002-81 which unilaterally imposed the terms of the proposed MOU as the City's last best and final offer as presented to the MPOA for fiscal year 2002-03

ROLL CALL

**Ayes Councilmembers Adams Franco Garcia Mayor Pro Tem Hammond and Mayor Blakely
Motion carried 5-0**

***K PAYROLL & VOUCHERS** Payroll Nos 17 and 18 in the net amount of \$470 141 05 and \$441 612 69 respectively and Voucher Numbers 104929 through 105210 non-sequentially in the amount of \$831 934 16 and Voucher Numbers 105211 through 105517 non-sequentially in the amount of \$742 411 99 were approved by order of the Consent Calendar

L SCHEDULED MEETINGS

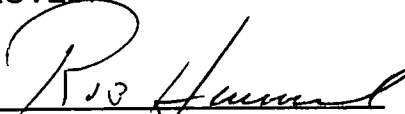
The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday September 24 2002 7 30 p m Council Chambers 415 South Ivy Avenue Monrovia California

M ORAL COMMUNICATIONS IF NEEDED None

N CLOSED SESSION None

O ADJOURN Mayor Blakely adjourned the Meeting at 9 24 P M in memory of Josephine Anderson founder and Executive Director of the Foothill Unity Center Mayor Blakely Mayor Pro Tem Hammond and Councilmember Adams expressed their sentiments At Councilmember Adams request the Meeting was also adjourned in memory of Ron Hutson Monrovia resident

APPROVED



Rob Hammond Mayor Pro Tem

ATTEST



Linda B Proctor CMC City Clerk

