

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

CONVENE Following a Special Meeting in City Council Chambers to recognize those in the Salute to Service Program 7 03 to 7 23 P M at which all City Councilmembers were in attendance Mayor Lara Larramendi Blakely convened the Regular Meeting of the Monrovia City Council of Tuesday February 26 2002 at 7 35 P M in City Council Chambers 415 South Ivy Avenue Monrovia California

INVOCATION Monrovia Police Department Chaplain Stewart Levin led the Invocation

PLEDGE OF ALLEGIANCE Tom Adams Councilmember led the Pledge of Allegiance

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

REPORT OF CLOSED SESSION(S)

February 12 2002

1 Personnel Public Employment Pursuant to Government Code §54957 Interviews for Position of City Attorney
City Attorney Michael G Colantuono stated that no reportable action was taken

PRESENTATIONS

1 Introduction of Lawry s Foods Inc and Yost Printers & Lithographers for Their Exemplary Recycling and Waste Prevention Practices in 2001

This matter was scheduled to March 26 2002

2 Recognition of Newly Appointed Employees Julia Muro Administrative Clerk II Department of Community Services and Donny Hatcher Downtown Caretaker Department of Public Works

April Soash Director of Community Services and David Fike Director of Public Works introduced Julia Muro newly appointed Administrative Clerk II in the Community Services Department and Donny Hatcher newly hired Downtown Caretaker Public Works Department to the Mayor City Council and community Each gave a brief background of the newly appointed employees

3 Introduction of Child Health Partnership Program (CHPP)

Mr Ochoa introduced Ray Cuellar Executive Director who presented the planned program for 2002 noting that the program provided support through medical services as well as enrollment in government programs A video explaining the program was presented

Additional Presentation Former Mayor Bartlett invited the City Council to attend The Eyewitness News Team s First Annual Hoop Challenge to benefit the Foothill Unity Center on March 9 2002 at Citrus College He also thanked the City Council for its Salute to Service Program

PROCLAMATIONS None

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

A CONSENT CALENDAR

It was moved by Councilmember Franco seconded by Mayor Pro Tem Hammond to approve the Consent Calendar consisting of Items *B *E-1 *F-1 *F-2 *I-3 *I-4 *I-5 *I-6 and *K

ROLL CALL

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

*with the exception of *1-3 and *1-5

***B MINUTES** The Minutes of the Regular Meetings November 27 2001 and February 12 2002 and Special Meeting of January 29 2002 were approved by order of the Consent Calendar

C ORAL COMMUNICATIONS

1 Michael Blumenthal Monrovia thanked recently retired Janice Marugg from Granite State Bank for all she had done for the community and spoke in favor of Planned Parenthood

2 Bill Beebe Monrovia representing the Monrovia Arts Festival Association (MAFA) thanked Councilmember Franco for accepting a position on the Board of Directors of MAFA and introduced Steve Tobia MAFA Marketing Director who spoke about MAFA goals for 2002 including designating an area in historical Old Town as the Arts District In addition Mr Tobia invited the City Council to serve as the 2002 Honorary Committee for MAFA's Renaissance Awards which are scheduled for May 30 2002 The final MAFA strategic plan will be presented at the next City Council Meeting and he will look for the City Council's endorsement of their efforts

3 Mary Ann Lutz Monrovia President of Monrovia Rotary Club stated that the Rotary Club was very honored to be a part of the Blue Star Family Program and presented a donation in the amount of \$500.00 for the program She announced that Rotary had planned a major goal fundraiser for the next few years and had made a commitment to help pursue a new Library in Monrovia more distinctly the children's wing The first fundraiser would be the Taste of Monrovia March 17 2002 at the Holiday Inn She invited all to attend Mayor Pro Tem Hammond thanked the Rotary Club for its donation

4 Stephen Grollnek Monrovia took exception to comments made to him at the last City Council Meeting regarding expenditures for hillside acquisition requested information regarding Krikorian Theater passes and expressed his opinion about various present and former City Councilmembers

5 Dorothy Kelty Monrovia spoke in favor of Proposition 40 to fund open space on the March 5 2002 ballot encouraged the community to get out to vote and explained how the funding would benefit open space acquisition and explained the new six part series video paid for by Proposition 98 money which will run on KGEM

6 Deanna Pare Monrovia business owner expressed her concern that outdoor displays in the Old Town were not allowed in other parts of City and asked for a change in the Monrovia Municipal Code

7 Elaine Ortiz Monrovia business owner asked for a change in Monrovia Municipal Code to allow for outdoor displays for businesses outside of Old Town

8 Eric Pare Monrovia Forever Yours Antique Store asked for a change in Monrovia Municipal Code to allow for outdoor displays for businesses outside of Old Town

9 Rosemary Harrahill Monrovia spoke against Planned Parenthood

Councilmember Adams responded to Mr Grollnek's comments under Oral Communications regarding grants for hillside acquisition Councilmember Franco reported that he had attended the Planning Commission meeting when the discussion regarding outdoor displays were discussed and had asked Staff to address parity for all Monrovia businesses Mayor Pro Tem Hammond stated that there was a change of the Municipal Code in the works regarding outdoor displays and that there was heavy discussion to ensure that there is parity among all businesses in Monrovia He thanked the business owners for their time In answer to Councilmember Adams inquiry Planning Division Manager Alice Griselle stated that neither Old Town nor other antique businesses in the City were allowed at this time to have outdoor displays

Mayor Blakely stated that Measure A passed by 82% and Measure B passed by 77% and in essence the voters said they would give the City a portion of the money for hillside acquisition and the City would find the rest

D PUBLIC MEETINGS/HEARINGS

1 Owner's Protest of Properties Designated by the County of Los Angeles Requiring Weeds or Brush and/or Rubbish Abatement

City Clerk Linda B Proctor reviewed the Staff Report

On January 22 2002 the City Council approved a resolution setting a Hearing of Protest for the February 26 2002 City Council Meeting. The Hearing is to give 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 have 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 have contacted the City Clerk to date in protest. A representative of the Los Angeles County Weed Abatement Division was in attendance to answer any questions.

PUBLIC PROTEST 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 Councilmember Adams seconded by Councilmember Franco to adopt the Abatement Order directing the Agricultural Commissioner of Los Angeles County to abate the identified nuisances at the Property Owners expenses.

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

2 Amendment to Title 17 (Zoning) of the Monrovia Municipal Code Regarding Adding Regulations Pertaining to Wrought Iron Fencing on Residential Properties in the City of Monrovia Second Reading and Adoption of Ordinance 2002-04

Alice Griselle Planning Division Manager reviewed the Staff Report.

At the February 12 2002 City Council Meeting the Council directed Staff to modify the Ordinance to prohibit spikes on wrought iron fences on residential properties citywide. Discussion centered on issues for dealing with applying regulations uniformly throughout Monrovia and maintaining the safety for all wildlife and citizens.

The City Council voted 3-2 to direct Staff to modify the proposed Ordinance prohibiting wrought iron fencing in residential zones citywide instead of restricting it to the Hazardous Fire Zone generally located above Hillcrest. The Public Hearing was continued until February 26 2002 and re-advertised to reflect the modified Ordinance.

Mayor Pro Tem Hammond stated that there needed to be clarification as to what a "spike" was and proposed to continue this matter in order to gather more information before making new rules. He requested that the matter be continued and asked that Staff be directed to define what a spike was and to check with Emergency Rooms Veterinarians and Humane Societies to determine the dangers of spiked fences. Councilmember Garcia supported Mayor Pro Tem Hammond's views. Mayor Blakely stated she continued to be in opposition of expansion to the entire City vs the hillside and stated that while Sierra Madre did have a similar code citywide it did allow for a CUP to allow for spiked fencing. She requested that Staff get more information. Mayor Pro Tem Hammond stated that his main concern was safety and that he would like to survey other cities that were not in the foothills as to spiked fencing and whether they have similar restrictions.

City Attorney Michael G. Colantuono stated that City Council could close the Public Hearing and continue discussion or take comments as a courtesy. City Manager Hopper stated more time would be needed and requested that the City Council continue it to at least 30 to 45 days. Mayor Pro Tem Hammond suggested bringing the matter back to the first Meeting in April.

In response to Councilmember's Franco concerns Planning Division Manager Griselle stated that Staff would take a comprehensive study looking at different types of fences looking at the kinds of spikes and tops of fences. Mayor Blakely requested that pictures also be provided.

PUBLIC HEARING OPENED Mayor Blakely opened the Public Hearing.

Those speaking for the matter were

- 1 Gloria Crudgington Monrovia
- 2 Nancy Zack Monrovia who also requested that the City Council move forward to approve the restrictions while continuing to research citywide restrictions.

After much discussion regarding the feasibility of approving the Ordinance for the citywide restriction vs hillside restriction City Attorney Colantuono stated that an Ordinance for citywide restriction could be adopted at this time however any changes to this Ordinance other than clerical would need to come back as a first reading

PUBLIC HEARING CLOSED Mayor Blakely closed the Public Hearing as there was no one else who wished to speak for or against the matter

It was moved by Councilmember Adams seconded by Mayor Pro Tem Hammond to read by title only Ordinance No 2002-04 in its citywide version as presented As there were no objections City Attorney Michael G Colantuono read as follows

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA CALIFORNIA AMENDING TITLE 17 (ZONING) OF THE MONROVIA MUNICIPAL CODE PERTAINING TO REGULATIONS FOR WROUGHT IRON FENCING

It was moved by Councilmember Adams seconded by Mayor Pro Tem Hammond to adopt Ordinance No 2002-04 and to direct Staff to complete a Study and report to the City Council within 45 days

ROLL CALL Ayes Councilmembers Adams Councilmember Garcia
Noes Councilmember Franco Mayor Pro Tem Hammond Mayor Blakely
Motion failed 2-3

PUBLIC HEARING RE-OPENED Mayor Blakely re-opened the Public Hearing

It was moved the Mayor Pro Tem Hammond seconded by Councilmember Garcia to continue the Public Hearing to the first Meeting in April

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

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

CONVENE Chairman Lara Larramendi Blakely convened the Regular Meeting of February 26 2002 of the Monrovia Redevelopment Agency Board of Directors at 9 07 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 Victor M Franco Joe Garcia Vice-Chairman Rob Hammond and Chairman Lara Larramendi Blakely

A CONSENT CALENDAR

It was moved by Boardmember Adams seconded by Vice-Chairman Hammond to adopt the Consent Calendar consisting of item *B

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

*B **MINUTES** The Minutes of the Regular Meetings of November 27 2001 and February 12 2002 were approved by order of the Consent Calendar

1 Refinancing of the 1992B Tax Allocation Refunding Bonds Resolution No 2-2002

Mark Alvarado Director of Administrative Services reviewed the Staff Report

The 1992B Tax Allocation Refunding Bonds are tax-exempt bonds that require interest only debt service payments. The current interest on the bonds is 6.70%. The bond indenture (instructions on how the bonds are managed) allows the bonds to be "advance" refunded during a 90-day window just before May 1 2002. The current debt service schedule calls for annual interest payments of \$562 465 00. Staff expects to secure financing at approximately a 5% interest rate. Based on this, the Agency's annual debt service payment is \$450 450 00 (after a first year debt service payment of \$525 525 00). The Agency should see interest expense savings of approximately \$1 189 608 00 over the life of the bonds. The bonds mature in 2021.

The total refinancing costs amount to approximately \$465 904 00. Included in these costs is an insurance premium that gives these bonds a "AAA" rating in the bond market. The insurance premium guarantees payment to the bondholders even if the Agency is unable to make any scheduled debt service payment.

It was moved by Boardmember Hammond, seconded by Boardmember Adams to approve Resolution No 2002-02

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

Chairman Blakely called for a break from 9 17 P M - 9 29 P M

ADJOURN Chairman Blakely adjourned the Monrovia Redevelopment Agency Meeting at 9 29 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

CONVENE MONROVIA FINANCING AUTHORITY MEETING WITHOUT ADJOURNING CITY COUNCIL MEETING

CONVENE President Lara Larramendi Blakely convened the Regular Meeting of February 26 2002 of the Monrovia Financing Authority of Board of Directors at 9 29 P M in City Council Chambers without adjourning the City Council Meeting

ROLL CALL Those in attendance were Authority Commissioners Tom Adams Victor M Franco Joe Garcia Vice-President Rob Hammond and President Lara Larramendi Blakely

A. CONSENT CALENDAR

It was moved by Authority Commissioner Adams, seconded by Vice-President Hammond to adopt the Consent Calendar consisting of item *MFA-1

ROLL CALL Ayes Authority Commissioners Adams Franco Garcia Vice-President Hammond and President Blakely
Motion carried 5-0

*B MINUTES None

MFA REPORT

*1 Refinancing of the 1992B Tax Allocation Refunding Bonds Resolution No A2002-01

This matter was approved by order of the Consent Calendar

The 1992B Tax Allocation Refunding Bonds are tax-exempt bonds that require interest only debt service payments. The current interest on the bonds is 6.70%. The bond indenture (instructions on how the bonds are managed) allows the bonds to be "advance" refunded during a 90-day window just before May 1 2002. The current debt service schedule calls for annual interest payments of \$562 465 00. Staff expects to secure financing at approximately a 5% interest rate. Based on this, the Agency's annual debt service payment will be \$450 450 00 (after a first year debt service payment of \$525 525). The Agency

should see interest expense savings of approximately \$1 189 608 00 over the life of the bonds The bonds mature in 2021

The total refinancing costs amount to approximately \$465 904 00 Included in these costs is an insurance premium that gives these bonds a triple A rating in the bond market The insurance premium guarantees payment to the bondholders even if the Agency is unable to make any scheduled debt service payment

Staff recommended approval

ADJOURN President Blakely adjourned the Monrovia Financing Authority Meeting at 9 30 P M and the City Council Meeting continued

RECONVENE MONROVIA CITY COUNCIL MEETING

The following item was taken out of order

G REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES

1 Mayor Blakely

(b) Appointment of Five Monrovia Old Town Advisory Board Boardmembers

Assistant City Manager Scott Ochoa reported that the Selection Committee interviewed twelve applicants He stated that due to the resignation of one of the existing Mayor Advisory Committee (MAC) members there were three positions to fill Mayor Blakely appointed and introduced Jill Bigelow two-year term ending December 2003 Paul Kalemkarian two-year term ending December 2003 and Jonathan Klein filling the unexpired term of Gloria Huss one-year term ending December 2002 She also appointed Michael Colasuonno and Ted Goldbeck the two remaining members of MAC to one-year terms each ending December 2002

It was moved by Mayor Blakely seconded by Mayor Pro Tem Hammond to appoint those persons recommended by the Selection Committee to the Monrovia Old Town Advisory Board

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

E BIDS

***1 Replacement/Purchase of One (1) Ford F350 One-Ton Truck Equipped with a Hydraulically Operated Valve Machine from Don Kott Auto Center in the Amount of \$65 239 57**

This matter was approved by order of the Consent Calendar

Staff recommended replacing an existing 1991 midsize truck and a 15 year-old hydraulic valve-operating machine which was assigned to the Utilities Division The current truck is high in maintenance and undersize for the hydraulic valve machine and tools it has to carry The hydraulic valve has exceeded its useful service life and is in need of replacement

The new vehicle will be a one-ton truck with a special utility body to house the new state-of-the-art hydraulic valve-operating machine the tools and equipment

Bids were solicited from five dealers with three submitting bid proposals The following bid results include sales tax and any discounts offered

BIDDER	BID AMOUNT
1 Don Kott Auto Center	\$65 239 57
2 Pasadena Ford	\$66 444 75
3 Golden State Truck Center	\$67 543 67

(e) She attended the Second Baptist Church's 100th anniversary celebration last Saturday and represented the plaque directly to Reverend Dillard. She and Councilmember Franco represented the City in the well-attended event.

2 Mayor Pro Tem Hammond reported that

(a) **Snapshot of Community Services Library Division** Director of Community Services Department April Soash gave a report and presented a video highlighting all of the services provided by the Library. She thanked Nancy Hoven, Senior Librarian of Adult Services, for producing the video and thanked Librarian Monica Greening in attendance for her excellent work in providing exceptional services.

(b) He thanked Jan Marugg for all her contributions to the City of Monrovia and recognized her recent retirement.

(c) He noted that a recent Press Release from the Governor announced that he had released \$500,000.00 on February 18, 2002, from the state budget to pay for Public Service Announcements and other public educational programs for the Safe Arms for Newborns legislation. He noted that the City Council voted to send a letter to the Governor asking for such funding at its February 12, 2002 City Council Meeting.

3 Councilmember Adams reported that

(a) He attended the Independent Cities Association (ICA) Conference and found the presentation from the CIA very valuable in understanding the work that had been done in working in unison with all agencies, federal and local, to protect us all.

(b) He introduced Chief DiGiovanna who presented a video regarding the building of a training Tower at Fire Station No. 2. He stated that Lathrop and Peter Hoffman donated funds to assist in building the Tower. Members of the Fire Department are putting the project together at a cost much less than the cost of a normal Tower. Councilmember Adams asked that the donors be recognized at a future City Council Meeting.

(c) In response to Councilmember Adams' request, Chief DiGiovanna presented an update on the possibility of the designation of Monrovia Community Hospital as an Urgent Care Center. With the closure of St. Luke's Hospital in Altadena, this will be of great benefit to Monrovia.

(d) **Update from Adelpia Communications Regarding Customer Service Responses** Councilmember Adams introduced Michael Geis of Adelpia Communications. Mr. Adams shared an e-mail with Mr. Geis from a frustrated resident who had made a total of 27 telephone calls to the Customer Service Center and the disposition of each of the calls. It was the resident's belief that because he was an employee of the City of Monrovia, he finally received assistance, which Mr. Adams finds unacceptable as the same service should be available to all subscribers. Mr. Geis stated that for the whole month of February, this was the first complaint that was received. He said that he would look into the matter if Mr. Adams would give him a copy of the complaint. Mr. Adams asked that the resolve be for the entire community and not just City officials. He asked Mr. Geis to come back to the next Meeting with an answer.

4 Councilmember Franco reported that

(a) He attended a Public Safety Workshop at the Independent Cities Association (ICA) Conference which proved to be very beneficial with suggestions that could be implemented in Monrovia.

(b) As a member of the Boys & Girls Club of the Foothills, he hosted a special corporate breakfast with over 125 representatives from small, medium, and large companies to introduce them to the Club and learn the value they bring to the City, looking for long-term commitments of support. Parents and members of the Club gave their personal testimonials.

(c) He was looking forward to working with boardmembers on the MAFA Board to raise funds and support for the organization.

5 Councilmember Garcia reported that

(a) He gave an update on the Youth Center and Skate Park Facility and asked that Parks Division Manager Dan Iwata, City Engineer Doug Benash, and Community Services Recreation Division Manager Michele Tompkins report.

Mr. Iwata summarized the timeline of the project from its conception to its proposed finish. Ms. Tompkins reviewed the fundraising efforts to date, raising over \$12,000.00, and Mr. Benash reviewed the construction schedule and potential changes to the Master Plan to compensate for a shortfall, if necessary.

H REPORTS OF COMMISSIONS BOARDS AND COMMITTEES None**I ADMINISTRATIVE REPORTS****1 Mid-Year Review of Fiscal Year 2001-02 Budget**

Mark Alvarado Director of Administrative Services reviewed the Staff Report

Every year the Administrative Services Department completes a comprehensive review of the City and Redevelopment Agency's financial condition. This is based upon actual revenues and expenditures accounted for through the first six months of the fiscal year. The focus is threefold. First the global review is geared toward "funds" that may experience changes in revenues as dictated by regional and local economic trends. Should original estimates not match up to year end projections adjustments are presented at the mid year point to allow for corrective action to be taken.

The total amount of new ongoing revenue is \$189 000 00. The original budget for the General Fund was \$17 861 180 00. The revised budget will be \$18 151 980 00. This includes \$91 800 00 for the Fire Department for the brush clearance chipper state grant and \$10 000 00 for the Police Department's "DAMAGE" (Duarte And Monrovia Anti Gang Enforcement) program. The total revenue increase represents a 1% increase over the original General Fund budget.

Regarding expenditures all departments within all funds are tracking at or below 50%. Departments constantly monitor their budgets to ensure personnel and maintenance and operations expenditures are in line with original budgets. The attached two spreadsheets show a detailed breakdown of all General Fund and other fund departments respectively.

Staff believes the changes presented are necessary to bring the budget into alignment with expected year-end results. By taking an action on these items the City Council is informed of the critical mid-period corrections necessary to maintain accurate financial budgeting and reporting. Staff recommended that the City Council approve the changes as presented.

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Garcia to receive and file the 2001-02 mid year financial report and direct Staff to implement the budget actions contained herein.

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

2 One-Year Franchise Agreement Between the City of Monrovia and Family Festival Productions Inc (FFPI) for the Production of the 2002 Friday Night Family Festival in Old Town Monrovia

Jeff Kugel Project Manager reviewed the Staff Report

Since 1992 Old Town Monrovia has hosted the Friday Night Family Festival. The Festival is a weekly event featuring a certified farmers market craft vendors food vendors and musical entertainment. A group of merchants originally conceived the Festival as a weekly event to promote Old Town Monrovia and attract people to visit and shop in the business improvement district (BID). Over the years the Festival has grown into a very successful event and continues to draw several thousand patrons to Old Town each week. Family Festival Productions Inc (FFPI) has professionally managed the Festival since 1995.

Over the last few years FFPI operated the Festival pursuant to an arrangement with the Monrovia Business Association (MBA) a non-profit merchants organization. The MBA worked in conjunction with the Mayor's Advisory Committee the organization required by State law to oversee the expenditure of BID assessment revenue. In January 2002 the City retooled the Mayor's Advisory Committee in the form of Monrovia Old Town Advisory Board (MOTAB). A major consideration in the restructuring of the merchants groups was to consolidate the marketing and promotions activities into one organization. Now that the MOTAB has assumed the marketing and promotional responsibilities for Old Town and

given that FFPI's agreement with the MBA expired on December 31 2001 a new agreement has been negotiated between the City/MOTAB and FFPI for producing the Festival

Utilizing data gathered from merchant and Festival vendor and patron surveys a negotiating team consisting of the MOTAB Chairman and City staff developed a proposed one-year agreement with FFPI for the production of the 2002 Friday Night Family Festival On Tuesday February 19 2002 the MOTAB considered the proposed agreement and unanimously recommended that the City Council approve this agreement

Under the proposed Franchise Agreement FFPI will produce and operate the Family Festival for the 2002 season This consists of operating 43 Festival shows beginning on March 1 and ending with the final show of the year on December 20

Perhaps most importantly the proposed agreement requires FFPI to provide a turn-key operation in that they are entirely responsible for most all arrangements and costs related to producing the Festival These obligations include providing for adequate liability insurance securing all necessary permits relating to serving food from temporary food booths arranging and paying for all electrical needs waste management and clean-up FFPI shall also be responsible for paying one-half of the cost to provide adequate policing and security at the Festival In return the City is granting FFPI the exclusive privilege to utilize Myrtle Avenue and portions of the adjoining side streets to produce a weekly street fair

In terms of the major differences between the Festival under the proposed agreement and the Festival under the previous merchant organizations three critical areas stand out

Aesthetics Because the Festival is such a regional draw for the City and in many ways is the only experience some visitors may have with the community it is important that the Festival offer patrons a safe attractive and friendly look and feel

Revenue Under the proposed agreement FFPI will pay to the City a franchise fee of \$600 per Festival event Over 43 events that fee totals \$25 800 Further the agreement includes a provision that allows the City to share in any excess revenue that is generated by the Festival These funds would be earmarked for the Downtown Manager position which would also act as contract administrator under the proposed agreement

Accountability Under the proposed agreement FFPI is required to adhere to minimum standards with respect to the quality of craft vendor merchandise and customer service Additionally FFPI is required to submit a mid-year report and an annual report to the City detailing a wide variety of data

Options are

- 1 Approve the proposed agreement
- 2 Reject the proposed agreement and direct Staff to continue working with the MOTAB as well as FFPI to craft a different proposed agreement
- 3 Reject the proposed agreement and direct staff to solicit alternative proposals

Staff recommended Option No 1

It was moved by Councilmember Garcia seconded by Mayor Pro Tem Hammond to approve the One-Year Exclusive Franchise Agreement Between the City of Monrovia and Family Festival Productions Inc for the production of a weekly street fair in Old Town Monrovia

ROLL CALL

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

*3 Set for Public Hearing on March 12 2002 Tentative Tract Map TTM53775/Conditional Use Permit CUP2002-05 Construct a Detached 6-Unit 2-Story Planned Unit Development in the RH (Residential High Density) Zone at 210-212 Violet Avenue Foothill Pacific Homes LLC Developer

This matter was approved by order of the Consent Calendar

On February 13 2002 the Planning Commission held a Public Hearing to review a proposed detached 6-unit 2-story Planned Unit Development (PUD) at 210-212 Violet Avenue. The property is located in the RH (Residential High Density) Zone. There was some public testimony both in favor and with some concerns with the project. After the Public Hearing the Planning Commission voted unanimously to recommend approval of the proposal to the City Council.

Staff recommended that the City Council set March 12 2002 as the date for the Public Hearing.

***4 Legislative Bulletin**

This matter was approved by order of the Consent Calendar.

This report highlighted and summarized pending State legislation that may 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.

Staff recommended that the City Council approve the Legislative Bulletin and direct Staff to contact Monrovia's elected representatives for their support.

***5 Final Tract Map No 53555 for Re-subdivision of Property Formerly Located at 1132 South Mayflower Avenue by Developer Roy-Gar Enterprises**

This matter was approved by order of the Consent Calendar.

Tentative Tract Map No 53555 is for the re-subdivision of properties located in the Residential High Density (RH) Zone. The area is being re-subdivided into a Planned 6-Unit Development and a common lot. Lots 1 through 6 are for construction of single-family detached two-story dwelling units and lot 7 is a common lot for ingress egress drainage and utilities. The tentative subdivision map was approved on June 13 2001 by the Planning Commission and was approved by the City Council on July 10 2001.

Staff recommended approval of the Final Map for Tract Map No 53555.

***6 Refinancing of the 1992B Tax Allocation Refunding Bonds Resolution No 2002-13**

This matter was approved by order of the Consent Calendar.

The 1992B Tax Allocation Refunding Bonds are tax-exempt bonds that require interest only debt service payments. The current interest on the bonds is 6.70%. The bond indenture (instructions on how the bonds are managed) allows the bonds to be "advance" refunded during a 90-day window just before May 1 2002. The current debt service schedule calls for annual interest payments of \$562 465 00. Staff expects to secure financing at approximately a 5% interest rate. Based on this the Agency's annual debt service payment will be \$450 450 00 (after a first year debt service payment of \$525 525 00). The Agency should see interest expense savings of approximately \$1 189 608 00 over the life of the bonds. The bonds mature in 2021.

The total refinancing costs amount to approximately \$465 904 00. Included in these costs is an insurance premium that gives these bonds a triple A rating in the bond market. The insurance premium guarantees payment to the bondholders even if the Agency is unable to make any scheduled debt service payment.

Staff recommended approval of Resolution No 2002-13.

J RESOLUTIONS & ORDINANCES

1 Amendment of Title 10 Section 10 16 051 and Section 10 16 055 of the Monrovia Municipal Code Relating to Parking Second Reading and Adoption of Ordinance No 2002-05

This was the second reading and final adoption of Ordinance No 2002-05 amending Title 10 of the Monrovia Municipal Code related to parking. Staff continued to recommend approval of this Ordinance.

It was moved by Councilmember Adams seconded by Councilmember Franco to read by title only Ordinance No 2002-05 amending Title 10 Section 10 16 051 and Section 10 16 055 of the Monrovia Municipal Code relating to parking As there were no objections City Attorney Colantuono read as follows

AN ORDINANCE OF THE CITY OF MONROVIA CALIFORNIA AMENDING TITLE 10 SECTION 10 16 051 AND SECTION 10 16 055 OF THE MONROVIA MUNICIPAL CODE RELATING TO PARKING BY REVISING THE HOURS OF OPERATIONS

It was moved by Councilmember Adams seconded by Councilmember Garcia to adopt Ordinance No 2002-05

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

2 Amendment to Title 17 (Zoning) of the Monrovia Municipal Code Adding Regulations Pertaining to Notification Requirements for New Residential Development Second Reading and Adoption of Ordinance 2002-01

This was the second reading and final adoption of Ordinance No 2002-01 amending Title 17 (Zoning) of the Monrovia Municipal Code regarding notification requirements for new residential development Staff continued to recommend approval of this ordinance

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Adams to read by title only Ordinance No 2002-01 As there were no objections City Attorney Colantuono read as follows

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONROVIA CALIFORNIA AMENDING TITLE 17 (ZONING) OF THE MONROVIA MUNICIPAL CODE PERTAINING TO REGULATIONS FOR POSTING OF RESIDENTIAL PROPERTIES

It was moved by Mayor Pro Tem Hammond seconded by Councilmember Franco to adopt Ordinance No 2002-01

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

K PAYROLL & VOUCHERS Payroll No 4 in the net amount of \$375 929 22 and Voucher Numbers 100814 through 101055 non-sequentially in the amount of \$727 554 69 were approved by order of the Consent Calendar

L SCHEDULED MEETINGS

The next Regular Meeting of the Monrovia City Council is scheduled for Tuesday March 12 2002 7 30 P M City Council Chambers 415 South Ivy Avenue Monrovia California

M ORAL COMMUNICATIONS IF NEEDED None

N CLOSED SESSION Mayor Blakely announced that the City Council would hold a Closed Session to discuss Personnel Public Employee Appointment Pursuant to Government Code §54957 City Attorney and that the report of Closed Session would be on the next City Council Agenda

She also announced that the following matter came to the attention of Staff after the posting of the Agenda and needed to be added to the Closed Session Agenda

Conference with Legal Counsel Existing Litigation Government Code §54956 9(a) Pasillas et al vs City of Monrovia Los Angeles Superior Court Case No BC257273

City Attorney Colantuono stated that at the last Meeting of the City Council the attorney representing Pasillas et al stated that a letter had been sent that day making a proposal for a stand still agreement

Since that time he has been in discussion with the counsel for the plaintiffs as well as counsel for Planned Parenthood and has a proposal from Planned Parenthood which he understands is acceptable to the plaintiffs He stated that he needed to discuss the matter with the City Council

It was moved by Councilmember Adams seconded by Councilmember Franco 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 was posted

ROLL CALL

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

O ADJOURN Mayor Blakely adjourned the Meeting at 10 52 P M Closed Session was convened at 11 05 P M and adjourned at 11 15 P M All City Councilmembers were in attendance

APPROVED


Lara Larramendi Blakely Mayor

ATTEST


Linda B Proctor CMC City Clerk