

**MINUTES OF THE REGULAR MEETING  
OF THE  
MONROVIA CITY COUNCIL  
HELD TUESDAY, JULY 19, 2005, 7:30 P.M.**

**CONVENE:** Mayor Rob Hammond convened the Regular Meeting of the Monrovia City Council of Tuesday, July 19, 2005 at 7:34 P.M. in City Council Chambers, 415 South Ivy Avenue, Monrovia, California, preceded by a Salute to Service Program, from 7:02 P.M. to 7:19 P.M. (at which all City Councilmembers were in attendance). Staff in attendance was City Manager Scott Ochoa, Acting City Attorney Roxanne Diaz, and City Clerk Linda B. Proctor.

**INVOCATION:** Pastor David Mack gave the Invocation.

**PLEDGE OF ALLEGIANCE:** Councilmember Dan Kirby led the Flag Salute.

**ROLL CALL:** In attendance were Councilmembers Tom Adams, Joe Garcia, Dan Kirby, Mayor Pro Tem Mary Ann Lutz, and Mayor Rob Hammond.

The following matters were taken out of order:

**G. REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES**

**3. Councilmember Adams**

**(a) 22<sup>nd</sup> Annual National Night Out, August 2, 2005:** Sergeant Alan San Victores reported on the event, noting that it started at 6:00 P.M., Library Park. Food and refreshments would be served.

**1. Mayor Hammond**

**(a) Senator Bob Margett:** Mayor Hammond introduced State Senator Robert (Bob) Margett who gave an overview of the recently passed State Budget.

**(c) SCE Planned Outage, Alisa Clifford, Regional Manager:** Mayor Hammond introduced Alisa Clifford, who briefed the City Council and the community on a scheduled outage on the northeast side of Monrovia.

**PRESENTATIONS:**

**1. Presentation of Pass-through Check in the Amount of \$79,527.00 to Citrus Community College Board of Trustees**

Mayor Hammond and the City Council presented a check in the amount of \$79,527.00 to Citrus Area Trustee Joanne Montgomery, long-time Monrovia resident. Each year the City of Monrovia passes through to Citrus Community College a share in the tax increment revenue received by the Monrovia Redevelopment Agency as a result of redevelopment projects in the city.

**2. Recognition of Retiring Commissioners and Boardmembers**

Mayor Hammond and the City Council presented plaques to the retiring Commissioners and Boardmembers Denise Zoolalian, Library Board, Steven Baker, Historic Preservation, Peter Fisk (not in attendance), Historic Preservation, Robyn Jobe (not in attendance), Community Service, and Jonathan Klein-Fried (not in attendance), MOTAB, in recognition of their service to Monrovia.

**3. Retirement of Blue Star Banner for Civilian Sean Page**

This presentation was rescheduled to a future Meeting

**PROCLAMATIONS:** None

**STUDENT GOVERNMENT REPRESENTATIVE REPORT:** To resume in September

**A. CONSENT CALENDAR:**

**It was moved by Councilmember Garcia, seconded by Mayor Pro Tem Lutz, to approve the Consent Calendar consisting of Items \*B, \*B, \*I-4, and \*J. There were no objections.**

**\*B. MINUTES:** The Minutes of the Regular Meeting of July 5, 2005 were approved by order of the Consent Calendar.

**C. ORAL COMMUNICATIONS:**

Those speaking were:

1. Mary Lou Mills, Monrovia
2. Mario Duron, Monrovia
3. Stephen Grollnek, Monrovia
4. Cyrus Kemp, Monrovia

Mayor Hammond, members of the City Council and City Manager Ochoa responded to some comments by the public.

**D. PUBLIC HEARINGS/MEETINGS:**

**1. Protest Hearing; Annual Weed Abatement Charge List, County of Los Angeles, Department of Agricultural Commissioner/Weights and Measures**

Linda B. Proctor, City Clerk, reviewed the Staff Report.

Each year, the Los Angeles County Department of Agricultural Commissioner/Director of Weights and Measures identified properties around town that contained excessive weeds, brush or rubbish and constituted a public nuisance or health and safety concern. On March 15, 2005, a Protest Hearing was held. No property owner protested.

Now that the County personnel cleared the identified lots, it was appropriate to confirm the charges that would ultimately be placed on the owners' property tax bills. All affected property owners were notified that the County was requesting confirmation of its final cost report at the July 19, 2005 City Council Meeting. A copy of the declaration list was posted as per legal requirements. A total of one-hundred and one properties were cleared at cost of \$12,349.99. Debbie Humphreys, a representative of the Weed Abatement Division, Los Angeles County, was present to answer any questions.

Staff recommended that the City Council confirm the report of the Los Angeles County's 2004-2005 weed abatement charges for abating weeds, trash and other debris.

**PUBLIC HEARING OPENED:** Mayor Hammond opened the Public Hearing.

Those opposed:

Cyrus Kemp, Monrovia

Those in favor:

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 Lutz, seconded by Councilmember Garcia, to confirm the report of the Los Angeles County 2004-2005 weed clearance charges. There were no objections.**

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

**CONVENE:** Chairman Rob Hammond convened the Regular Meeting of July 19, 2005 of the Monrovia Redevelopment Agency Board of Directors at 8:59 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, Joe Garcia, Dan Kirby, Vice-Chairman Mary Ann Lutz, and Chairman Rob Hammond.

**A. CONSENT CALENDAR:**

It was moved by Mayor Pro Tem Lutz, seconded by Councilmember Kirby, to approve the Consent Calendar consisting of Item \*B. There were no objections.

\*B. **MINUTES:** The Minutes of the Regular Meeting of July 5, 2005 were approved by order of the Consent Calendar.

**MRA REPORTS:** None

**MRA ADJOURNMENT:** Chairman Hammond adjourned the Monrovia Redevelopment Agency Meeting at 9:00 P.M. and the City Council Meeting continued.

**RECONVENE MONROVIA CITY COUNCIL MEETING**

**F. COMMUNICATIONS AND PETITIONS**

\*1. **Denial of Liability Claim; Ricardo Gomez vs. City of Monrovia**

This matter was approved by order of the Consent Calendar.

Mr. Gomez alleged that on May 28, 2005, he was wrongly cited and jailed by Monrovia Police personnel. Additionally, his car was impounded. As a result, he suffered mental anguish.

Mr. Gomez was initially stopped for not wearing a seatbelt. It was subsequently determined that his driver's license was suspended and he had no proof of liability insurance. Accordingly, his vehicle was towed and stored. Monrovia Police personnel handled this incident in an appropriate manner. Therefore, the City bore no responsibility in this matter.

Claimant sought approximately \$3,000.00 in damages. Staff recommended that Council deny this claim.

**F. COMMUNICATIONS AND PETITIONS:** None

**G. REPORTS OF CITY COUNCILMEMBERS & SUB-COMMITTEES:**

1. **Mayor Hammond** reported that:

1. **Mayor Hammond**  
(a) **Senator Bob Margett**

This matter was taken following City Council ROLL CALL above.

(b) He introduced Captain Rick Miglia who presented a "Living with Wildlife in Monrovia" power point presentation. Captain Miglia reported that dates were being set by Neighborhood Watch Captains to review the film and information from the California Department of Fish and Game.

(c) **SCE Planned Outage, Alisa Clifford, Regional Manager**

This matter was taken following City Council ROLL CALL above.

(d) He had sworn in 500 Junior Paramedics from Plymouth Elementary School who had participated in the AMR Junior Paramedics Program presented by AMR, a local ambulance service..

2. **Mayor Pro Tem Lutz** reported that:

(a) She congratulated Santa Teresita, celebrating its 75<sup>th</sup> year in Monrovia on July 29, 2005.

**3. Councilmember Adams**  
**(a) 22<sup>nd</sup> Annual National Night Out, August 2, 2005**

This matter was reported on following ROLL CALL above.

**4. Councilmember Garcia** reported that he had no report at this time.

**5. Councilmember Kirby** reported that:

(a) He attended the Independent Cities Association Conference last week, and explained the pressures on the State's infrastructure due to the cargo coming in from overseas, and the negative effect it would have on transportation for all. He was hopeful that Proposition 42, the transportation bill, would pass, which would assist in transportation issues for cities.

(b) He thanked those who made the Concerts in the Park possible, stating that he had enjoyed them.

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

**I. ADMINISTRATIVE REPORTS**

**1. Amendment to Title 15, Chapter 15.04, of the Monrovia Municipal Code, Adopting by Reference the 2004 California Electrical Code (California Code of Regulations Title 24, Part 3) Incorporating the 2002 National Electrical Code of the National Fire Protection Association with Necessary Amendments; Introduction and First Reading of Ordinance No. 2005-09; and Set for Public Hearing and Second Reading on September 6, 2005**

Chon Cervantes, Building Division Manager, reviewed the Staff Report.

The California Codes was typically published every three years by the State of California Building Standards Commission. Once published, local jurisdictions had six (6) months to adopt. If the City did not adopt the California Code, the code would then become non-enforceable at the local level, and the State then had the right to enforce it.

The advantage of adopting the Code at the local level was that the State Building Standards Law did not limit the authority of a city to establish more restrictive building standards than those contained in the code that were reasonably necessary.

If adopted, the proposed ordinance would give the City of Monrovia the authority to control the construction and installation of electrical wiring system in all phases of construction.

Staff reviewed the 2004 California Electrical Code and found no unusual changes or the need to make changes to the proposed code.

**It was moved by Councilmember Adams, seconded by Councilmember Garcia, to introduce and read by title only Ordinance No. 2005-09 relating to the adoption of amendment to Title 15, Chapter 15.04, of the Monrovia Municipal Code by reference the 2004 California Electrical Code (California Code of Regulations Title 24, Part 3) incorporating the 2002 National Electrical Code of the National Fire Protection Association with necessary amendments, and to set for Public Hearing and Second Reading on September 6, 2005. There were no objections.**

**2. Legislative Bulletin**

Tito Haes, Assistant to the City Manager, reviewed the Staff Report.

Mr. Haes highlighted and summarized pending State legislation that might have been 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. SCA15 was added to the list of bills at the request of Mr. Haes and the approval of Acting City Attorney Diaz.



**K. SCHEDULED MEETINGS**

The next Regular Meeting of the Monrovia City Council was scheduled for Tuesday, August 2, 2005, 7:30 P.M., City Council Chambers, 415 South Ivy Avenue, Monrovia, California. The August 16, 2005 City Council Meeting had been cancelled.

**L. ORAL COMMUNICATIONS, CONTINUED, IF NEEDED:** None

**M. ADJOURNMENT TO CLOSED SESSION:** At 9:29 P.M., Mayor Hammond announced that the City Council would adjourn to Closed Session to discuss the following matters:

1. Conference with Labor Negotiator pursuant to Government Code §54957.6. Agency Negotiator: Theresa St. Peter; Group Employees: Monrovia Municipal Employees Association
2. Conference with Legal Counsel, Government Code §54956.9(a); Workers Compensation Claim, Sam DiGiovanna vs. City of Monrovia, Case Nos. 03-33421 and 05-38675

**N. RECONVENE AND REPORT OF CLOSED SESSION:** Mayor Hammond reconvened the City Council Meeting at 10:20 P.M. Acting City Attorney Diaz reported as follows:

1. Conference with Labor Negotiator pursuant to Government Code §54957.6. Agency Negotiator: Theresa St. Peter; Group Employees: Monrovia Municipal Employees Association: No reportable action, negotiations on-going.
2. Conference with Legal Counsel, Government Code §54956.9(a); Workers Compensation Claim, Sam DiGiovanna vs. City of Monrovia, Case Nos. 03-33421 and 05-38675: No reportable action, negotiations on-going.

**ADJOURNMENT:** Mayor Hammond adjourned the Meeting at 10:21 P.M. in memory of Public Works Employee Norma Teran's Father, Albert Teran, and Mary Lou Kropke.

APPROVED:

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Rob Hammond, Mayor

ATTEST:

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Linda B. Proctor, MMC, City Clerk